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NATIONAL ARCHIVES MICROFILM PUBLICATIONS

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MINUTES OF THE SUPREME COURT OF THE UNITED STATES

Roll 22

October 9, 1899 - June 2, 1902

THE NATIONAL ARCHIVES
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NOTES ON ROLL 22

The three volumes reproduced on this roll have the following backstrip titles: (1) "Minutes / 1899. / Supreme Court / of the / United States."; (2) "Minutes / 1900. / Supreme Court / of the / United States."; and (3) "Minutes / 1901. / Supreme Court / of the / United States." They contain the minutes of the Supreme Court of the United States from October 9, 1899, to June 2, 1902.

The first volume contains the minutes of the Court from October 9, 1899, to May 28, 1900; the second, from October 8, 1900, to May 28, 1901; and the third, from October 14, 1901, to June 2, 1902.

VOLUME

1899

At the Capitol of the United States in the City of Washington and District of Columbia, being the present seat of the National Government of the United States, on the second Monday of October (being the ninth day of the same month), in the Year of Our Lord one thousand eight hundred and ninety-nine, and of the Independence of the United States the one hundred and twenty-fourth, the Supreme Court of the United States met agreeably to law.

Present,

The Honorable John M. Harlan,
Horace Gray
Henry B. Brown
George Shiras Jr.,
Edward D. White
} Associate Justices.

John M. Wright Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

Mr. Justice Harlan announced that the Court would commence the call of the docket tomorrow pursuant to the 26th Rule.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, October 10th, 1899.

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable John M. Harlan
Horace Gray
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Joseph McKenna
} Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Henry M. Hoyt it is ordered that George D. Gear, Esquire, of Honolulu, Hawaiian Islands, Arthur J. Baldwin, Esquire, of New York City, and John R. Bane, Esquire, of New Hampton, State of Iowa, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas B. Reed it is ordered that R. Bynham Moffat, Esquire, of New York City, George W. Monteith, Esquire, of San Francisco, State of California, and T. Henry Pearse, Esquire, of Boston, State of Massachusetts, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Conway Robinson it is ordered that F. Snowden Hill, Esquire, of Upper Marlboro, State of Maryland, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney it is ordered that A. J. Daggs, Esquire, of Phoenix, Territory of Arizona, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alexander Porter Morse it is ordered that Eaton J. Bowers, Esquire, of Bay St. Louis, State of Mississippi, and Ernest Wilkinson, Esquire, of Washington, District of Columbia, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Maury it is ordered that W. Oliver ise, Esquire, of Akron, State of Ohio, be admitted practice as an attorney and Counsellor of this urt and he was sworn accordingly.

motion first made to the Court in this behalf by r. Matthew G. Reynolds it is ordered that James

William F. Bowman, Esquire, of Ardmore, I
Territory, and Garret W. McEnerney, Esqui
San Francisco, State of California, be admitt
practice as attorneys and counsellors of thi
and they were sworn accordingly.

On motion first made to the Court in this be
Mr. A. B. Browne it is ordered that P. E. Ry
D. S. Tullar, Esquires, of Waukesha, State of W
William R. Tillinghast, Esquire, of Providen
of Rhode Island, and Thomas Emery, Esqu
Toledo, State of Ohio, be admitted to practice
attorneys and counsellors of this Court and
were sworn accordingly.

179. R. L. Taylor et al., Appts. vs. The Nashville, Chattanooga &
164. J. H. Cumming et al., Plffs in Error, vs. The County Board of Education
131. The Chicago, Milwaukee & St. Paul Ry Co., Appt. vs. Wm. A. Tompkin
225. S. T. High et al., Appts. vs. F. E. Coyne, Collector, et
40. F. M. Rider et al., Plffs in Error, vs. The United State
21. The United States, Appt. vs. The Bellingham Bay Boo
106. The Steamship "Buena Ventura" &c., Appt. vs. The United S
115. The Steamer "Pedro" &c., Appt. vs. The United Stat
122. The Steamer "Guido" &c., Appt. vs. The United Stat
127. The Steamship "Panama" &c., Appt. vs. The United Stat
156. J. A. Farquhar, Owner &c., Appt. vs. The United Stat
167. The Steamship "Adula" &c. Appt. vs. The United Stat
248. William Crawford, Appt. vs. Wm. L. Hubbell, Treasu
220. The American Express Co. Plff in Error, vs. F. A. Maynard, Attorney
186. N. B. Austin, Plff in Error, vs. The State of Tennes
232. N. J. Cruickshank et al., Appts. vs. Geo. R. Bidwell, Collect

268. S. A. A. Clark et al. Receivers, &c. in Error, vs. Phillip J. Kinealy.

His ordered by the Court that these Causes be, and they are hereby, re-assigned for argument on Monday, the 30th instant, at the head of the call for that day.

Per Mr. Justice Harlan.

30. Sterling R. Holt et al., Appellants, vs. The Indiana Manufacturing Company.

On motion of Mr. Henry M. Hoyt, in behalf of Counsel, His ordered that this Cause be, and the same is hereby, passed, subject to the provisions of section 9 of Rule 26.

31. The United States, Appellant, vs. Thomas B. Catron and Kate Sullivan.

Appeal from the Court of Private Land Claims.

This Cause having been called to the attention of the Court by Mr. Assistant Attorney General Hoyt, of Counsel for the appellant, and a stipulation of Counsel to dismiss this appeal having been filed, Therefore, in pursuance of said stipulation, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed.

Per Mr. Justice Harlan.

The Spanish Smack "Paquete Habana" &c,
395. vs. Appellant,
The United States
The Spanish Schooner "Lola" &c,
396. vs. Appellant,
The United States.

On motion of M
sistant Attorne
eral Hoyt, of c
for the appell
It is ordered b
Court that the
be, and the sa
hereby, advan
and assigned for argument on Monday, the
instant, after Case No. 107.

Andrew B. Baird and
James S. Baird,
418. vs. Appellants,
The United States.

Mr. Assistant A
General Hoyt, of
sel for the appel
having filed in
Court the follow

Certificate, to wit:

"In the Court of Private Land Claims.
United States of America } ss.
Territory of New Mexico }

I, James H. Reeder,
of the Court of Private Land Claims, do hereby c
that in a certain cause pending in said Court
same being No. 36, on the dockets of said Court,
Andrew B. Baird and James S. Baird were p
lifs and the United States of America was d
ant, a final decree was entered by said Cou
Private Land Claims on the 24th day of Octo
A.D. 1895, rejecting the grant therein sued for
dismissing the petition in said cause, and

the Supreme Court of the United States, which was on April 10, 1896, allowed by said Court of Private Land Claims.

In testimony whereof I have hereunto subscribed my name, and affixed the seal of said Court of Private Land Claims, at Santa Fe, New Mexico, this 31 day of July, A.D. 1899.

(Seal)

James A. Reeder,
Clerk, C. P. L. C.
By Irenes L. Chaves
Deputy Clerk."

moved the Court to docket and dismiss this cause pursuant to the 4th rule: and it appearing to the Court that the appellants have failed to have their cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the Court of Private Land Claims be, and the same is hereby, docketed and dismissed, and the decree appealed from be, and the same is hereby, remanded to the said Court of Private Land Claims to be proceeded in according to law and justice.

Per Mr. Justice Harlan.

337. The United States, Appt. vs. The Choctaw Nation et al.
338. The Wichita & Affiliated Bands of Indians, Appt. vs. The Choctaw Nation et al.
339. The Choctaw Nation et al, Appts., vs. The United States et al.

Mr. C. C. Binney, of Counsel for The United States submitted to the consideration of the Court a motion for an order allowing the transcript of record in these cases to be temporarily returned to the Court of Claims, and leave was granted Counsel for The Choctaw and Chickasaw Nations to submit a brief in opposition thereto on or before the 16th instant.

410. Clarence H. Hobbs et al, vs. Fred H. Beach, Petitioners. The petition for a writ of Certiorari herein was submitted to the consideration of the Court by Mr. Samuel P. Fisher in support of the same.

413.

303. The Southern Railway Co., vs. The Postal Telegraph Cable Company, Plff in Error. On motion of Mr. A. L. Holladay, of Counsel for the plaintiff in error leave is hereby granted him to file an additional brief herein in opposition to the motion to modify the supersedeas herein.

101 of

287. W. J. Flippin vs. T. J. Kimball & Henry Flint, Receivers &c. Petitioner. The petition for a writ of Certiorari herein was submitted to the consideration of the Court

by Mr. A. L. Holladay, Mr. Robert Sitlington and Mr. Edgar Allan, in support of the same, and Mr. Joseph J. Doran and Mr. Robert M. Hughes, in opposition thereto.

The State of Minnesota, complainant, vs. Ethan Allen Hitchcock, Secretary of the Interior, and Binger Hermann, Commissioner of the General Land Office.

Mr. C. K. Davis of counsel for the complainant, submitted to the consideration of the Court a motion for leave to file bill of complaint herein.

Charles M. Colling et al., appellants, vs. A. A. Garland, as Attorney [illegible]

On motion of Mr. A. A. Norton, of counsel for the appellants, it is ordered by the Court that this cause be, and the same is hereby, assigned for argument on Monday, the 30th instant, after the causes heretofore assigned for that day.

Sarah Williams, plaintiff in error, vs. The State of Georgia.

Mr. T. Snowden Hill submitted to the consideration of the Court a motion to reinstate this cause on the docket, that the record be printed at public expense, and that the plaintiff in error be allowed to prosecute this cause in forma pauperis.

417. The Cleveland, Cincinnati, Chicago & St. Louis Ry. Co., vs. Petitioner, Henry M. Narramore. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Judson Harmon, in support of the same, and Mr. Charles M. Cist, in opposition thereto. 36.

259. The Cincinnati, Hamilton & Dayton Railroad Co., vs. Pl'ff in Error, B. F. Riebaud, Admr &c. The motion to advance this cause was submitted to the consideration of the Court by Mr. Charles M. Cist, in support of the same, and Mr. Lawrence Maxwell, Jr., in opposition thereto. 26

12. The Mutual Life Insurance Co., vs. Petitioner, Nellie Phinney, Executrix &c. On motion of Mr. Edward Lyman Short, of counsel for the petitioner, 326.

It is ordered by the Court that this cause be, and the same is hereby, passed subject to the provisions of section 7 of Rule 26.

386. M. Bolles & Company, vs. Petitioners, The County of Perry. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. George A. Sanders, in 297.

opposition thereto.

Chew Hing Lung & Co., vs. John N. Wise, Collector &c. — On motion of Mr. A. B. Browne, of counsel for the petitioners, It is ordered by the Court that this cause be, and the same is hereby, passed, subject to the provisions of Section [illegible] Rule 24.

The Keokuk & Hamilton Bridge Company vs. The People of the State of Illinois. — On motion of Mr. Walter D. Davidge, of counsel for the plaintiff in error, It is ordered by the Court that this [illegible] be, and the same is hereby, assigned for argument on Monday, the 30th instant, after the cases heretofore assigned for that day.

Arthur S. Leland et al., vs. National Cash Register Co. — The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Frederick P. Fish, in support of the same, and Mr. Lispenard Hill, in opposition thereto.

J. J. Bryan, Marshal &c., vs. Louis Bernheimer. — On motion of Mr. Thomas A. Clark leave is hereby grant-

herein on behalf of the respondent.

334. Charles L. Maxwell vs. George N. Doud, Warden &c. — Mr. L. P. Michener, in behalf of counsel for the plaintiff in error, submitted to the consideration of the Court a motion to advance this cause.

15.

115. L. Bucki & Son Lumber Co., vs. The Atlantic Lumber Co. — Petitioner, The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. J. E. Padgett and Mr. N. Bisbee, in support of the same, and Mr. R. N. Liggett, in opposition thereto.

394. Pacific Coast Steamship Co., vs. The Bancroft-Whitney Co., et al. — Petitioner, The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Thomas B. Reed and Mr. George H. Fowler, Jr., in support of the same.

295.

375. James S. Angus et al., Executors &c., vs. William Irvine. — Petitioners, The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Garret W. McEnerney and Mr. William M. Pierson, in support of the same.

368.

harles Condert, Ancillary Exec-
tor of Rafael Madrazo, deceased
vs. Pltff in Error,
The United States.

Mr. Frederic R. Condert Jr. Coun-
sel for the plain-
tiff in error, sug-
gested the death

Charles Condert and the appointment of Paul
uller as his successor as Administrator with
e will annexed of the estate of Rafael Madrazo,
eceased, and moved the Court to make the said
aul Fuller, Administrator as aforesaid, the party
laintiff in error in this cause. Whereupon, It is
w here ordered by the Court that the said Paul
ller, Administrator with the will annexed of
e estate of Rafael Madrazo, deceased, be, and
is hereby, made the party plaintiff in error,
this cause.)

hirley P. High et al.,
vs. Appellants,
E. Coyne, Collector, et al.

Mr. J. C. Bullitt, of
Counsel, submitted
to the consideration
of the Court the petition

The Fidelity Insurance, Trust & Safe Deposit
ompany to permit it to be heard by counsel,
the oral argument of this cause and that
ounsel have leave to file a printed brief here-

Bienville Water Supply Co.,
vs. Appellant,
e City of Mobile.

The motions to dis-
miss or affirm in
this cause were
submitted to the

printed arguments by Mr. B.B. Boone and Mr. C.C. Russell, in support of the same, and Mr. D.P. Dexter and Mr. R.H. Clarke, in opposition thereto.

10. Henry D.P. Allen vs. Plff in Error, Charles F. Allen and Aaron C. Allen. Mr. L.E. Payson, in behalf of counsel for the plaintiff in error, suggested the death of Charles F. Allen, one of the defendants in error in this cause, and moved the Court for an order under the 15th rule to make the proper representatives parties. Whereupon, It is now here ordered by the Court, that unless the proper representatives of the said Charles F. Allen, deceased, as aforesaid, shall, voluntarily become parties within the first ten days of the ensuing term of this Court, the plaintiff in error shall be entitled to open the record, and on hearing have the judgment reversed, if it be erroneous: Provided, however, That a copy of this order shall be printed in some newspaper of general circulation in the State of California, for three successive weeks, at least sixty days before the beginning of the term of the Supreme Court then next ensuing.

per Mr. Justice Harlan

290.

351.

16. James P. Simms, vs. Hannah P. Simms. Appellant. The death of James P. Simms, the appellant herein, having been heretofore suggested, now on motion of Mr.

18.

E. Payson, of Counsel, It is ordered that Charles
F. Simms and George T. Brosius, Executors of the
last will of James T. Simms deceased be and they
are hereby, made the parties appellants in this
cause.

James K. Brown,
vs. Plff in Error.
The State of New Jersey.

Mr. James S. Erwin, of Counsel for the defendant in error, submitted to the consideration of the Court a motion to advance this cause.

Edward Clifford (on petition of John Woods),
Appellant,
vs.
William Heller, Sheriff of Hudson County, New Jersey.

Mr. James S. Erwin, of Counsel for the appellee, suggested the death of William Heller and the appointment of Alexander McLean as his successor as Sheriff of Hudson County, New Jersey, and moved the Court to make the said Alexander McLean, Sheriff, as aforesaid, the party appellee in this cause. Whereupon, It is now here ordered by the Court that Alexander McLean, Sheriff of Hudson County, New Jersey, be, and he is hereby made the party appellee in this cause.

W. Fordyce & A. H. Swanson, Receivers &c.,
vs. Plffs in Error.
[illegible]

This cause was submitted to the consideration of

record with leave to counsel to file briefs
before December 1st next.

11. Daniel Wiley, Plff in Error,
vs.
D. L. Sinkler et al.

It is ordered by the Court that this cause be, and the same is hereby assigned for argument on Monday the 30th instant, after the cases heretofore assigned for that day.

6. Frances Rebecca Hamilton, Plff in Error,
vs.
Grace Abbie B. Rathbone.

It is ordered by the Court that this cause be, and the same is hereby, assigned for argument on Monday, the 30th instant, after the cases heretofore assigned for that day.

15. Paul Fuller, Administrator &c., Plff in Error,
vs.
The United States.

This cause was argued by Mr. F. R. Coudert of counsel for plaintiff in error, and Mr. Assistant Attorney General Pradt, of counsel for the defendant in

16. Charles T. Simms & George T. Brosius, Executors &c., Appellants,
vs.
Hannah T. Simms.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. L. E. Payson, of counsel for the appellants and Mr. W. H. Bryan

19. May Hays
vs. Appellant
The United States.

This cause was argued by Mr. P. B. Calron, of Counsel for the appellant and Mr. H. A. Pope, of Counsel for the appellee.

Proclamation being made, the Court is adjourned until to-morrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable John M. Harlan
Horace Gray
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
} Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. L. Fitzgerald it is ordered that George H. Phelps, Esquire, of Fargo, State of North Dakota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. A. Day it is ordered that Elmer E. Cooley, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

154.

324.

31.

Harper S. Cunningham, Appellant
vs.
The United States National Bank, The National Bank of Guthrie, W. H. Gray, Receiver, et al.

Appeal from the Supreme Court of the Territory of Oklahoma.

It appearing to the Court that a motion by the appellant to dismiss this appeal has been filed, therefore, in pursuance of said motion, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with cost.

Per Mr. Justice Harlan.

The Yazoo & Mississippi Valley Railroad Co., Plff in Error,
vs.
Wirt Adams, Dist. Revenue Agent.

The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on printed arguments by Mr. Marcellus Green in support of the same, and Mr. W. D. Guthrie, Mr. James Embrees and Mr. Edward Mayes, in opposition thereto.

The Anglo-California Bank, Limited, Appellant,
vs.
The Secretary of the Treasury.

On motion of Mr. Wm. Pinkney Whyte, of Counsel for the appellant, and in pursuance of a

that The United States be substituted for The Secretary of the Treasury as the party appellee in this cause.

31. The Anglo-Californian Bank, Limited, Appellant, vs. The United States. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. William Pinkney Whyte, of counsel for the appellant, and Mr. Assistant Attorney General Hoyt and Mr. Felix Brannigan, of counsel, for the appellee, and leave was granted counsel for the appellee to file an additional brief herein within three days.

41. The Crystal Springs Land and Water Co., et al., Appellants, vs. The City of Los Angeles. It is ordered by the Court that this cause be, and the same is hereby, passed, subject to the provisions of section 9 of Rule 26.

20. The United States, Appellant, vs. Luis Maria Ortiz, et al. This cause was argued by Mr. William H. Pope, of counsel for the appellant, and Mr. P. B. Catron, of counsel for the appellees.

25. John A. Gordon, Appellant
vs. Appeal from the
The United States. Court of Claims.

This cause having been called for hearing in its regular order, and it appearing to the Court that this is the second term at which this cause has been called for argument, and that neither party is now prepared to argue the same, it is considered by the Court that this cause should be dismissed pursuant to the 17th rule of this Court. Whereupon, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed.

Per Mr. Justice Harlan.

Proclamation being made the Court is adjourned until tomorrow at twelve, o'clock.

Thursday, October 12th, 1899.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable, John M. Harlan,
Horace Gray
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham.
Joseph McKenna
} Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

On motion first made to the Court in this behalf by Mr. H. B. Matthews it is ordered that W. Scott Beebe, Esquire, of Portland, State of Oregon, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. N. Low it is ordered that Donald M. Carter, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

47.

48.

28.

32.

Charles E. Bolles,
vs. Plff in Error,
The Outing Company, Limited

Mr. William A. Pope, in behalf of Counsel, submitted to the Consideration of the Court a motion to pass this cause upon stipulation of counsel.

James M. Sigsbee,
vs. Plff in Error,
Dudley Porter et al

It is ordered by the Court that this cause be, and the same is hereby, assigned for argument on Monday, the 30th instant, after the cases heretofore assigned for that day.

Theophilus King, adverse claimant &c., et al.,
vs. Plffs in Error,
John A. Cross et al.

This cause was argued by Mr. C. A. Hanson, of counsel for the plaintiffs in error, and Mr. William R. Billingsley, of counsel for the defendants in error.

James Knott,
vs. Petitioner,
Stanly Worsted Mills et al.

Petitioner.

The argument of this cause was commenced by Mr. Pardee Kirby of counsel for the pe-

Proclamation being made the Court is adjourned

Friday October 13th. 1899.

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable John M. Harlan,
Horace Gray
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
} Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion just made to the Court in this behalf by Wm. F. H. Clancy it is ordered that Walter P. J. Rose, Esquire, of Los Angeles, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

37. James Knott,
Petitioner,
vs.
Botany Worsted Mills et al.

The argument of this cause was continued by Mr. Wilhelmus Mynderse, of counsel for the respondents, and concluded by Mr. Parker Kerlin, of counsel for the petitioner.

35. The United States, Appellant, vs. Clarence P. Elder et al. for the appellant.

The argument of this cause was commenced by Mr. Matthew G. Reynolds, [illegible]

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, October 16th, 1899.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable John M. Harlan
Horace Gray
Henry B. Brown
George Shiras Jr.
Edward D White
Rufus W. Peckham
Joseph McKenna
} Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James E. Boyd it is ordered that Edward R. Gunby, Esquire, of Tampa, State of Florida, and P. S. Smith and R. H. Ward, Esquires, of Austin, State of Texas, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Willis Van Devanter it is ordered that Francis H. Clements, Esquire, of Washington, District of Columbia, and Eugene E. White, Esquire, of Prescott, State of Arkansas, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney it is ordered that, Waller Malin Rose, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. L. Benedict it is ordered that James J. Macklin, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred Beall it is ordered that Frank A. Bris, Esquire, of West Point, State of Mississippi, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. David A. Gourick it is ordered that Matthew Verner Simpson, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

The State of Minnesota, Complainant,
vs.
Ethan Allen Hitchcock, Secretary of the Interior, and Binger Hermann, Commissioner of the General Land Office.

On consideration of the motion for leave to file a bill of complaint herein, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and that subpoenas returnable on the first Monday of January next be issued and served herein.

Per Mr. Justice Harlan.

Sarah Williams,
101 & 102 Orig. vs. Plff in Error,
The State of Georgia.

On consideration of the motion to reinstate this cause on the docket, that the record be printed at public expense, and that the plaintiff in error be allowed to prosecute this cause in forma pauperis, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Justice Harlan.

Shirley P. High et al.,
225. vs. Appellants,
F. E. Coyne, Collector, etc.

On consideration of the petition of The Fidelity Insurance, Trust & Safe Deposit Company to permit it to be heard by counsel on the oral argument of this cause and that counsel have leave to file a printed brief herein, It is now here ordered by the Court that permission be granted

by counsel in the oral argument be, and the same is hereby, denied, but that counsel be, and they are hereby, granted leave to file a printed brief herein.

Per Mr. Justice Harlan

259. The Cincinnati, Hamilton & Dayton Railroad Company vs. Plff in Error, B. F. Thiebaud, Administrator &c. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Justice Harlan

290. James K. Brown vs. Plff in Error, The State of New Jersey On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, the 30th instant, at the head of the call for that day.

Per Mr. Justice Harlan

384. Charles L. Maxwell vs. Plff in Error, George N. Dow, Warden &c. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, grant

Monday, December 4th next, at the head of the call for that day.

Per Mr. Justice Harlan

287. W. J. Slippin, Petitioner
vs.
F. J. Kimball and Henry Fink, Receivers of The Norfolk & Western Railroad Company.

On a petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Justice Harlan

326. Arthur S. Leland et al., Petitioners,
vs.
National Cash Register Company.

On a petition for a writ of Certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Justice Harlan

386. M. Bolles & Company, Petitioners, vs. The County of Perry.) On a petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Justice Harlan.)

415. L. Buck & Son Lumber Company, Petitioner, vs. The Atlantic Lumber Company.) On a petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Justice Harlan.)

1117. The Cleveland, Cincinnati, Chicago & St. Louis Railway Company, Petitioner, vs. Henry N. Navarre. On a petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby denied.

Per Mr. Justice Harlan.

394. Pacific Coast Steamship Company, Petitioner, vs. The Bancroft-Whitney Co., et al. On a petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Justice Harlan.

The Yazoo & Mississippi Valley Railroad Company, Plff in Error,
vs.
314. Wirt Adams, State Revenue Agent.

It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be and the same is hereby postponed until the hearing of the cause on its merits.

Per Mr. Justice Shiras.

The United States, Appellant,
vs.
53. The Tennessee & Coosa Railroad Co. et al

On motion of Mr. Assistant Attorney General Boyd, of counsel for the appellant It is ordered by the Court that this cause be, and the same is hereby, dismissed subject to the provisions of section 7 of the act

William A. Brady, Plff in Error,
vs.
52. Augustin Daly.

Mr. Stephen A. Olin, of counsel for the defendant in error, suggests the death of Augustin Daly, the defendant in error herein, and moved the Court to make Joseph F. Daly and Richard Dorney, Executors, and Mary A. Daly, Executrix of the said Augustin Daly, the parties defendants in error in this cause. Whereupon, It is now here ordered by the Court that the said Joseph F. Daly and Richard Dorney, Executors, and Mary A. Daly, Executrix of Augustin Daly,

parties defendants in error in this cause,

98. Annie R. Kean, vs. Plff in Error, Edward Roby et al. The motion to require the defendants in error to advance the cost of printing the parts of the transcript of record designated by them and that the cause be continued until the next term was submitted to the consideration of the Court on printed arguments by Mr. W. P. Pennell, in support of the same, and Mr. Edward Roby, Mr. W. A. K. Miller and Mr. John B. Elam, in opposition thereto.

98. Annie R. Kean, vs. Plff in Error, Edward Roby et al. Mr. W. A. K. Miller, of counsel for the defendants in error, suggested the death of Jacob Forsyth and Caroline M. Forsyth, two of the defendants in error herein, and moved the Court to make Annie K. Fisher, Robert Clarke Forsyth, Hattie O. Forsyth, Carrie C. Forsyth, Oliver O. Forsyth, Sarah L. Forsyth, John J. Forsyth, George W. Forsyth, and Henry P. Forsyth, heirs at law of said Jacob Forsyth and Caroline M. Forsyth, and Oliver O. Forsyth and John J. Forsyth, Administrators of the estate of said Caroline M. Forsyth, parties defendants in error in this cause. Whereupon, It is now here ordered by the Court that the said Annie K. Fisher, Robert Clarke Forsyth, Hattie O. Forsyth, Carrie C. Forsyth

Oliver O. Forsyth, Sarah L. Forsyth, John J. Forsyth, George W. Forsyth, and Henry P. Forsyth, heirs at law of Jacob Forsyth and Caroline M. Forsyth, deceased, and Oliver O. Forsyth & John J. Forsyth Administrators of the estate of Caroline M. Forsyth, deceased, be, and they are hereby, made parties defendants in error in this cause.

152. De Lamar's Nevada Gold Mining Co., vs. In Error, James Nesbit

The motion to dismiss in this cause was submitted to the consideration of the Court on the record and printed arguments by Mr. W. A. Johnston, in support of the same, and Mr. W. M. Stewart and Mr. J. H. Ralston, in opposition thereto.

The State of Louisiana vs. Complainant The State of Texas.

Mr. E. H. Farrar submitted to the consideration of the Court a motion for leave to file a bill of complaint herein.

421. The Fidelity Trust & Safety Vault Co., of Louisville, vs. Petitioner, Lawrence County, Tennessee.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. J. M. Dickinson, in support of the same, and Mr. E. H. East, in

302. William Boyle, Plff in Error, vs. Bartlett Sinclair. Mr. William A. Maury, of counsel for the plaintiff in error, submitted to the consideration of the Court a motion to advance this cause.

The Yazoo & Mississippi Valley R.R. Co. et al., Plffs in Error, vs. Wirt Adams, State Revenue Agent. 244. The motion to advance this cause was submitted to the consideration of the Court by Mr. R.C. Beckett in support of the same, and Mr. W.D. Guthrie, in opposition thereto, and leave was granted Mr. Beckett to file brief in reply on or before Thursday next.

303. The Southern Railway Co., Plff in Error, vs. The Postal Telegraph Cable Company. The motion to dismiss in this cause was submitted to the consideration of the Court on the record and printed arguments by Mr. J.R. McClintock, in support of the same, and Mr. A.L. Holladay and Mr. Robert Stiles, in opposition thereto.

Henry Bollen, Plff in Error, vs. The State of Nebraska. 393. Mr. John Wharton Clark, in behalf of counsel, submitted to the consideration of the Court a motion to advance this cause.

409. James Holly, Petitioner, vs. The Domestic and Foreign Missionary Society of the Protestant Episcopal Church of the United States et al.

The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Matthew Vernon Simpson, Mr. Ephas Brainerd and Mr. John G. Johnson, in support of the same, and Mr. Julian T. Davies, in opposition thereto.

423. Henry Minch, Petitioner, vs. The Steam Tug "Victoria" &c.
424. Frederick Zorn et al., Petitioners, vs. The Steam Tug "Victoria" &c.
425. Patrick Hines, Petitioner, vs. The Steam Tug "Victoria" &c.

The petition for writs of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. R. D. Benedict, in support of the same, and Mr. James J. Macklin, in opposition thereto.

372. Anthony P. Seeberger et al., Plffs in Error, vs. Leander J. McCormick.

This cause was submitted to the consideration of the Court, pursuant to the 10th rule, on the record and printed arguments by Mr. A. T. Gilbert of counsel for the plaintiffs in error, and Mr. A. M. Pence, of counsel for the defendant in error.

197. The Board of Supervisors of Presque Isle County vs. Plff in Error, William J. Ashley. The motion to dismiss in this cause was submitted to the consideration of the Court on the record and printed arguments by Mr. C. E. Warner, in support of the same, and Mr. H. M. Duffield, in opposition thereto.

35. The United States, vs. Appellants Clarence P. Elden et al. The argument of this cause was continued by Mr. T. B. Cabon, of Counsel for the appellees, and concluded by Mr. Matthew G. Reynolds, of Counsel for the appellant.

47. Charles E. Bolles, vs. Plff in Error, The Outing Co., Limited. On consideration of the motion to pass this cause, per stipulation of Counsel, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

- per Mr. Justice Harlan

47. Charles E. Bolles, vs. Plff in Error, The Outing Co., Limited. This cause was submitted to the consideration of the Court on the record with leave to counsel to file briefs within ten days.

49.	Gilmore G. Scranton, vs. Eben S. Wheeler.	The argument of this cause was commenced by Mr. John C. Donnelly, of counsel for the plaintiff in error, continued by Mr. Robert A. Howard, of counsel for the defendant in error, and concluded by Mr. A. P. Adcock, of counsel, for the plaintiff in error.
38.	The United States, vs. J. Francisco Chavez et al.	The argument of these causes was commenced by Mr. W. A. Pope, of counsel for the appellant.
39.	The United States vs. J. Francisco Chavez et al.	

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, October 17th, 1899.

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable John M. Harlan, Horace Gray, Henry B. Brown, George Shiras, Jr., Edward D. White, Rufus W. Peckham, Joseph McKenna — Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. A. Hoehling, Jr., it is ordered that David Gerber, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

57. Morris Keim, Appellant, vs. The United States. On motion of Mr. Matthew G. Reynolds, in behalf of Counsel, It is ordered by the Court that this cause be, and the same is hereby, passed, subject to the provisions of section 9 of Rule 26.

Tuesday, October 17th, 1899, Continued.

38. The United States, vs. Appellant, J. Francisco Chavez et al. The argument of this cause was continued by Mr. Frank W. Clancy, of counsel for the appellees, and concluded by Mr. W. H. Pope, of counsel for the appellant.

39. The United States, vs. Appellant, J. Francisco Chavez et al

50. S. Endicott Peabody, vs. Appellant, The United States. This cause was argued by Mr. Frank W. Clancy, of counsel for the appellant, and Mr. Matthew G. Reynolds, of counsel for the appellee.

111. J. Francisco Chavez, vs. Appellant, The United States. The argument of this cause was commenced by Mr. Frank W. Clancy, of counsel for the appellant, and continued by Mr. Matthew G. Reynolds, of counsel for the appellee.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Wednesday, October 18th. 1899.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable John M. Harlan
Horace Gray
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
} Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that James B. Kerr, Esquire, of Madison, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. C. Wisner it is ordered that Jonathan Palmer, Jr., Esquire, of Detroit, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

70. The Telluride Power Transmission Co., et al., v. Riffs in Error.

On motion of Mr. Duane E. Fox, in behalf of Counsel,

the Court that this cause be, and the same is hereby, passed, subject to the provisions of section 9 of Rule 36.

14. J. Francisco Chavez, Appellant, vs. The United States. The argument of this cause was concluded by Mr. Frank W. Clancy, of counsel for the appellant.

52. William A. Brady vs. Pfff in Error, Joseph F. Daly et al., Executors &c. This cause was argued by Mr. David Leber, of counsel for the plaintiff in error, and Mr. Stephen A. Olin, of counsel for the defendants in error.

54. M. A. Blackburn vs. Pfff in Error. The Portland Gold Mining Company. This cause was argued by Mr. W. A. Bryant, of counsel for the defendant in error, and submitted on a printed argument by Mr. C. J. Hughes Jr., of counsel for the plaintiff in error, and leave was granted counsel for the plaintiff in error to file an additional brief herein within twenty days.

Wednesday, October 18th, 1899, Continued.

John A. Scudder, Admr &c.,
vs. Plff in Error,
The Comptroller of the City and County of New York

It is ordered by the Court that Bird S. Coler, as Comptroller of the City and County of New York be, and he is hereby, made the party defendant in error herein, per stipulation of Counsel.

John A. Scudder, Admr &c.,
vs. Plff in Error,
Bird S. Coler, Comptroller &c.

This cause was argued by Mr. J. Culbert Palmer, of Counsel for the plaintiff in error, and Mr. Emmett R. Cecil, of Counsel for the defendant in error.

Proclamation being made the Court is adjourned until Tomorrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable John M. Harlan
Horace Gray
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
} Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened,

On motion first made to the Court in this behalf by Mr. T. A. Canfield it is ordered that Orla B. Taylor, Esquire, of Detroit, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

William Crawford,
vs. Appellant.
Wm. L. Hubbell, Treasurer &c

248.

Mr. A. B. Browne, in behalf of counsel, for Wells, Fargo & Company, submitted to the consideration of the Court a motion for leave to file a printed brief and to make oral argument herein. Whereupon, It is ordered by the Court that leave to file a printed brief,

that leave to make an oral argument &c, and the same is hereby, denied.

56. The Erie & Western Transportation Co., et al., vs. The Union Steamboat Company, Claimant &c, Petitioners,

The argument of this cause was commenced by Mr. F. N. Canfield, of Counsel for the petitioners, continued by Mr. N. C. Miner and Mr. C. E. Kremer, of Counsel for the respondent, and concluded by Mr. Harvey D. Goulder, of Counsel for the petitioners.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, October 20th, 1899.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable John M. Harlan,
Horace Gray,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna.

} Associate Justices.

John M. Wright, Esq....., Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. N. Low it is ordered that George Sutherland, Esquire, of Salt Lake City, State of Utah, and Emmett Callahan, Esquire, of Butte, State of Montana, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that W. E. Borah, Esquire, of Boise, State of Idaho, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

60. Francis C. Watson, Plff in Error, vs. The State of Rhode Island. On motion of Mr. D. A. Lowrie, of counsel for the plaintiff in error, It is ordered by the Court that this cause be, and the same is hereby passed, subject to the provisions of section 9 of Rule 16.

58. David Armstrong, Receiver of The Fidelity National Bank of Cincinnati, Ohio vs. Appellant, The Chemical National Bank of New York. Mr. F. F. Oldham, of counsel for the appellant, suggested the resignation of David Armstrong and the appointment of J. Frank Aldrich as his successor as Receiver of The Fidelity National Bank of Cincinnati, Ohio, and moved the Court to make the said J. Frank Aldrich, Receiver, as aforesaid, the party appellant herein. Whereupon, It is now here ordered by the Court that the said J. Frank Aldrich, Receiver of The Fidelity National Bank of Cincinnati, Ohio, be, and he is hereby, made the party appellant in this cause.

58. J. Frank Aldrich, Receiver, vs. Appellant, The Chemical National Bank of New York. The argument of this cause was commenced by Mr. F. F. Oldham, of counsel for the appellant, continued by Mr. George A. Seaman and Mr. William Worthington

by Mr. John W. Heron, of counsel for the appellant.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, October 23d, 1899.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James R. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John G. Thompson it is ordered that Joseph R. Patton and A. V. Morehouse, Esquires, of San Jose, State of California, George M. Buffington, Esquire, of Minneapolis, State of Minnesota, and C. N. Bovee, Jr., Esquire, of New York City, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alphonso Hart it is ordered that A. E. L. Leslie, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. K. Offield it is ordered that Lester O. Goddard, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. M. Stockslager it is ordered that Samuel A. Hays, Esquire, of Boise, State of Idaho, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. T. Michener it is ordered that George Shirts, Esquire, of Noblesville, State of Indiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas S. Hopkins it is ordered that Edward Winterer, Esquire, of Valley City, State of North Dakota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. W. Howe it is ordered that Wm. Mar-

Kentucky, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William G. Johnson it is ordered that George C. Fraser, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

303 of Oct. T. 1898. Charles E. Pope, Receiver &c., Appellant, vs. The Louisville, New Albany & Chicago Railway Company. On consideration of the petition for a rehearing herein, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Justice Harlan

337. The United States, Appt, vs. The Choctaw Nation et al.
338. The Wichita & Affiliated Bands of Indians, Appts, vs. The Choctaw Nation et al.
339. The Choctaw Nation et al, Appts, vs. The United States et al.

On consideration of the motion for an order allowing the transcript of record in these cases to be temporarily returned to the Court of Claims, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is hereby, denied, but leave is granted to the United States to produce at the argument or put in

referred to in the written motion of the Solicitor General.

Per Mr. Justice Harlan.

98. Annie R. Kean vs. Plff in Error, Edward Roby et al. On consideration of the motion to require the defendants in error to advance the cost of printing the parts of the transcript of record designated by them, and the motion to continue this cause until the next term, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said motions be, and the same are hereby, denied.

Per Mr. Justice Harlan.

393. Henry Bollen vs. Plff in Error The State of Nebraska. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, December 4th next, after the case heretofore assigned for that day.

Per Mr. Justice Harlan.

402. William Boyle vs. Plff in Error. Bartlett Sinclair. On consideration of the motion to advance this cause, It is now

Court that said motion be, and the same is hereby, denied.

Per Mr. Justice Harlan.

153. Willis Thorp, Plff in Error, vs. S. A. Bonnifield et al. It is ordered by the Court that the further consideration of the motion to dismiss in this cause be and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Justice Harlan.

177. The Board of Supervisors of Presque Isle County, Plff in Error, vs. William J. Ashley. It is ordered by the Court that the further consideration of the motion to dismiss in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Justice Harlan.

270. The Appleton Water Works Co., et al., Petitioners, vs. The Central Trust Company of New York. On a petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the ar-

support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Justice Harlan.)

297. L. J. Bryan, as Marshal, for the use of Creditors, v. Louis Bernheimer. Petitioner. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

(per Mr. Justice Harlan.)

410. Clarence W. Hobbs et al., v. Fred A. Beach. Petitioners. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the

409. James Holly, Petitioner, vs. The Domestic and Foreign Missionary Society of the Protestant Episcopal Church of the United States et al. On a petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Justice Harlan.

James D. Angus, Thomas G. Crothers, and W. S. Goodfellow, Executors of the last will and testament of James G. Fair, deceased, Petitioners vs. William Irvine. On a petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

3rd.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Justice Harlan.

491. The Fidelity Trust & Safety Vault Company of Louisville, Petitioner vs. Lawrence County, Tennessee. On a petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Justice Harlan.

492. Henry Minch, Petitioner, vs. The Steam Tug "Victoria" &c.

493. Frederick Korn et al., Petitioners, vs. The Steam Tug "Victoria" &c.

494. Patrick Haines, Petitioner, vs. The Steam Tug "Victoria" &c.

On a petition for writs of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for writs of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the

944.	The Yazoo & Mississippi Valley Railroad Co., et al., Plffs in Error, vs. Hirst Adams, State Revenue Agent.	On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, denied. Per Mr. Justice Harlan.
995.	Shirley T. High et al., Appellants, vs. F. E. Coyne, Collector &c.	On motion of Mr. Assistant Attorney General Boyd, It is ordered by the Court that this cause be, and the same is hereby, re-assigned for argument on Monday, December 4th next, after the cases heretofore assigned for that day.
408.	The United States, Appellant, vs. The Northern Pacific Railroad Company, et al.	On motion of Mr. Assistant Attorney General Boyd, It is ordered by the Court that this cause be, and the same is hereby, advanced and assigned for argument with Case No. 121, as one Case.
430.	The Augusta Manufacturing Co., et al., Petitioners, vs. The Galveston Cotton Mills et al.	The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. E. N. Farrar, Mr. B. F. Jonas, Mr. E. B.

Knutteschnitt and Mr. John M. Chilton, in support of the same.

1131. James H. Bacon, Petitioner
v.
The United States

The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. George Sutherland, Mr. J. R. Custer and Mr. Sealer O. Goddard, in support of the same, and leave was granted Counsel for the respondent to file a brief in opposition thereto within three days.

1120. Emma S. Fayerweather et al., Petitioners,
v.
The Trustees of Amherst College et al.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. William Blaikie and Mr. Roger M. Sherman, in support of the same, and Mr. C. N. Bovee Jr., Mr. James L. Bishop and Mr. John E. Parsons, in opposition thereto.

1113. The Knight Templars and Masons Life Indemnity Co., Petitioners
v.
Carrie E. Converse

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Charles H. Aldrich, in support of the same, and Mr. John [illegible]

Cooper, in opposition thereto.

No. 194. James K. Brown, Plff in Error, vs. The State of New Jersey. Mr. A. B. Browne, in behalf of counsel for the plaintiff in error, submitted to the consideration of the Court a motion for leave to prosecute this cause in forma pauperis.

No. 331. The Singer Manufacturing Co., Petitioner, vs. Herman Cramer. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. C. K. Offield, Mr. C. C. Linthicum, and Mr. M. A. Wheaton, in support of the same, and Mr. John N. Miller, in opposition thereto.

No. 414. Lizzie Stearns Bleecker et al., Petitioners, vs. The Steamship "Kensington" &c. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Roger Foster, in support of the same, and Mr. Henry G. Ward, in opposition thereto.

No. 407. Frank R. Chandler, Trustee and Executor &c., et al., Petitioners, vs. Josephine Pomeroy et al. The petition for a writ of certiorari herein was submitted to the con-

Court on printed arguments by Mr. C. C. Bonney in support of the same, and Mr. George Baldwin Newell and Mr. John G. Johnson, in opposition thereto.

403. Eliza M. Patrick, vs. Frank L. Underwood. Petitioner. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. R. M. Breckinridge and Mr. Charles J. Greene, in support of the same, and Mr. Charles N. Toll and Mr. D. V. Burns, in opposition thereto.

73. The United States, vs. E. A. Morrison & Son. Petitioner,

74. The United States, vs. N. Wolff & Co. Petitioner,

On motion of Mr. Assistant Attorney General Hoyt, It is ordered by the Court that these cases be, and they are hereby, passed, subject to the provisions of section 4 of Rule 30.

The State of Louisiana, vs. The State of Texas et al. Complainant, The motion for leave to file a bill of complaint herein was argued by Mr. E. N. Farrar, in support of the same, and Mr. P. S. Smith and Mr. R. H. Ward, in opposition thereto.

6, Original. The State of Louisiana, Complainant, vs. The State of Texas et al. On consideration of the motion for leave to file a bill of complaint herein and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that leave be, and the same is hereby, granted to file said bill of complaint, that a subpoena issue returnable forthwith, that the defendants be granted leave to file such pleadings as they may be advised to raise the question of the jurisdiction of this Court, that complainant be allowed to put such pleadings at issue, and that the cause be submitted on said question of jurisdiction on the printed briefs heretofore submitted and oral arguments of counsel, and such additional briefs of counsel as may be submitted.

Per Mr. Chief Justice Fuller.

59. The United States, Appellant, vs. John R. Gleason et al. The argument of this cause was commenced by Mr. George Hines Gorman, of counsel for the appellant, and continued by Mr. H. N. Low, of counsel for the appellees.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Tuesday, October 24th, 1899.

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Thomas A. Clark it is ordered that William Mitchell, Esquire, of Sioux City, State of Iowa, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. P. S. Smith it is ordered that Eugene A. Hawkins, Jr, Esquire, of Galveston, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

James K. Brown, Plff in Error,
vs.
The State of New Jersey.

On consideration of the motion for leave to prosecute this cause in forma pauperis, It is now here ordered by the Court that said motion be, and the same is hereby, granted; and it is further ordered that the transcript of record be printed at public expense.

Per Mr. Chief Justice Fuller.

The State of Louisiana, Complainant,
6, Original. vs.
The State of Texas et al.

Mr. T. S. Smith, of counsel for the defendants, appeared in open Court and waived service of subpoena and entered the appearance of defendants herein, and filed the demurrer of the defendants.

The State of Louisiana, Complainant,
6, Original. vs.
The State of Texas et al.

This cause was submitted to the consideration of the Court on the bill of complaint and demurrer thereto by Mr. Milton J. Cunningham, Mr. Edgar A. Farrar, Mr. Benjamin F. Jonas, Mr. Ernest B. Kruttschnitt, and Mr. E. Howard McCaleb, of counsel for the complainant, and Mr. T. S. Smith and Mr. R. N. Ward, of counsel for the defendants.

The Township of Garfield in Finney County, Kansas; W. S. Johnson, as Trustee of said Township, et al, Plffs in Error, vs. Lewis A. Riley. — In Error to the Supreme Court of the State of Kansas.

75.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

The United States, Appellant, vs. John R. Gleason et al. — The argument of this cause was continued by Mr. A. N. Low and Mr. Temple Bodley, of counsel for the appellees, and concluded by Mr. Geo. Hines Gorman, of counsel for the appellant.

59.

The Northern Pacific Railroad Company, Plff in Error, vs. Maria Smaeker et al. — This cause was argued by Mr. James K. Kerr, of counsel for the plaintiff in error, & counsel appeared

61.

Tuesday, October 24th. 1899, Continued.

62. The Chicago, Milwaukee & St. Paul Railway Co., vs. Petitioner, C. H. Bosworth, Receiver &c. et al.

63. The Hunting Elevator Co., vs. Petitioner, C. H. Bosworth, Receiver &c., et al.

64. Jacob Rau, vs. Petitioner, C. H. Bosworth, Receiver &c., et al.

66. C. H. Bosworth, Receiver &c., vs. Petitioner The Chas. Ryder & Englar Co.

The argument of these cases was commenced by Mr. Burton Hanson, of counsel for the petitioners in cases Nos. 62, 63 & 64, and respondent in No. 66, and continued by Mr. Bluford Wilson, of counsel for Bosworth, Receiver, et al.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Pursuant to adjournment the Court met to day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan,
Horace Gray
David J. Brewer
Henry B. Brown Associate
George Shiras, Jr. Justices
Edward D. White
Rufus W. Peckham
Joseph McKenna

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that Samuel Cole Williams, Esquire, of Johnson City, State of Tennessee, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The Chicago, Milwaukee & St. Paul Railway Co.,
vs. Petitioner
62. C. H. Bosworth, Receiver, et al.

The Hamilton Elevator Co.,
vs. Petitioner
63.

The argument of these cases was concluded by Wm. Bliford, Wilson, of

64. Jacob Rau, Petitioner, vs. C. A. Bosworth, Receiver, et al. — for Bosworth, Receiver &c.

C. A. Bosworth, Receiver &c., vs. The Carr, Ryder & Engler Co. — Petitioner.

105. C. P. Huntington, Special Receiver, vs. John B. Laidley et al. — Appellant. — Mr. Holmes Conrad, of counsel, suggested the death of John B. Laidley, one of the appellees herein, and moved the Court to make H. K. Cowden, Administrator with the will annexed of the personal estate of the said John B. Laidley, a party appellee in this cause. Whereupon, It is now here ordered by the Court that the said H. K. Cowden, Administrator with the will annexed of the personal estate of John B. Laidley, deceased, be, and he is hereby, made a party appellee in this cause.

65. The City of New Orleans et al., vs. Mary G. T. Stempel et al. — Appellants. — This cause was argued by Mr. F. C. Zacharie, of counsel for the appellants, and Mr. E. Howard McCaleb, of counsel for the appellees.

67. John F. Maloney, vs. O. A. Adsit, Appellant. The argument of this cause was commenced by Mr. L. P. Michaux, of counsel for the appellant, and continued by Mr. S. M. Stockslager, of counsel for the appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, October 16th 1899.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Alexander Pope Humphrey it is ordered that William Kernan, Esquire, of Utica, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. H. H. Miller it is ordered that John B. Cockrum, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an attorney counsellor of this Court and he was sworn accordingly.

67. John F. Maloney, Appellant, vs. O. K. Adsit. — The argument of this cause was concluded by Mr. L. P. Michener, of counsel for the appellant.

68. The Arkansas Building and Loan Association, Appellant, vs. J. H. Madden, Secretary of State. — This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. F. E. Albright, of counsel for the appellant, and Mr. M. M. Crane, of counsel for the appellee.

69. The Canada Sugar Refining Company, Limited, Petitioner vs. The Insurance Company of North America. — This cause was argued by Mr. Wilhelmus Mynderse, of counsel for the petitioner, and Mr. Clifford A. Hand, of counsel for the respondent.

71. Hosea B. Pullis, Plff in Error, vs. The Lake Erie & Western R.R.Co. — The argument of this cause was commenced by Mr. W. H. H. Miller, of counsel for the defendant in error.

Proclamation being made the Court is adjourned

Friday, October 27th, 1899.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. W. A. H. Miller it is ordered that John C. Pollock, Esquire, of Winfield, State of Kansas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

71. Hosea B. Pullis, Plff in Error, vs. The Lake Erie & Western Railroad Co.

The argument of this cause was concluded by Mr. W. A. H. Miller, of counsel for the defendant in error, and the cause was submitted on a printed argument by Mr. A. C. Harris, of counsel for the plaintiff in error.

72. The United States, Appellant, vs. Antonio Serafin Penichet et al. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Solicitor General Richards and Mr. Matthew G. Reynolds, of counsel for the appellant, and Mr. E. L. Bartlett and Mr. T. B. Cabron, of counsel for the appellees.

76. Joseph Bradfield, Appellant, vs. Ellis N. Roberts, Treasurer &c. This cause was argued by Mr. Joseph Bradfield in proprio persona, and Mr. Assistant Attorney General Hoyt, of counsel for the appellee.

77. Norman Markuson, Appellant, vs. N. F. Boucher, Warden &c. This cause was argued by Mr. Edward Winthrop, of counsel for the appellee, and submitted on a printed argument by Mr. C. D. O'Brien, of counsel for the appellant.

78. The Missouri, Kansas & Texas Railway Co. of Texas, Plff in Error vs. J. M. Evans. This cause was argued by Mr. James Hagerman of counsel for the plaintiff in error, and Mr. Rush Taggart, of counsel for the defendant in error.

Proclamation being made the Court is adjourned until

Monday, October 30th, 1899.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

On motion first made to the Court in this behalf by Mr. James E. Boyd it is ordered that J. Parker, Esquire, of the New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in his behalf by Mr. F. D. Hutchings it is ordered that N. H. Loomis, Esquire, of Topeka, State of Kansas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The De La Vergne Refrigerating Machine Company, Petitioner, v. The German Savings Institution. — Writ of Certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

165.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said United States Circuit Court of Appeals and the judgment of the Circuit Court of the United States for the Eastern District of Missouri in this cause be, and the same are hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Missouri, with directions to grant a new trial.

per Mr. Justice Brown.

Dissenting:
Mr. Justice Brewer and
Mr. Justice McKenna.

The United States, Appellant, v. Maria de la Paz Valdez de Conway et al. — Appeal from the Court of Private Land Claims.

13.

This cause came on to be heard on the transcript of

and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Private Land Claims in this cause be, and the same is hereby reversed; and that this cause be, and the same is hereby, remanded to the said Court of Private Land Claims for further proceedings in accordance with the opinion of this Court.

(per Mr. Justice Brown)

Dissenting:
Mr. Justice Shiras and
Mr. Justice White.

17. The Town of Real de Dolores del Rio, Hipolita Montoya et al, Appellants, vs. The United States et al. Appeal from the Court of Private Land Claims.

This cause came on to be heard on the transcript of the record from the Court of Private Land Claims, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Private Land Claims in this cause be, and the same is hereby, affirmed.

(per Mr. Justice Brown)

Dissenting:
Mr. Justice Shiras and
Mr. Justice White.

Santiago Ainsa, Administrator with will annexed of Frank Ely, deceased, Appellant. vs. The New Mexico & Arizona Railroad Company. Appeal from the Supreme Court of the Territory of Arizona.

1.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Arizona, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings.

Per Mr. Justice Gray.

Dissenting:
Mr. Chief Justice Fuller.

Santiago Ainsa, Administrator with will annexed of Frank Ely, deceased, Appellant, vs. The New Mexico & Arizona Railroad Company et al. Appeal from the Supreme Court of the Territory of Arizona.

2.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Arizona, and was argued by counsel.

adjudged, and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings.

(per Mr. Justice Gray.)

Dissenting:
Mr. Chief Justice Fuller.

7. Ray W. Jones, Appellant, v. Patrick Meehan and James Meehan. Appeal from the Circuit Court of the United States for the District of Minnesota.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Minnesota, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

(per Mr. Justice Gray.)

55. John N. Scudder, Adm'r of the estate of John T. Houdayer, deceased, Plff in Error, v. Bird S. Coler, Comptroller of the City and County of New York. In Error to the Surrogate's Court of the County of New York, State of New York.

the record from the Surrogate's Court of the County of New York, State of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice Gray.

H20. Emma S. Fayerweather and Mary W. Achter, Petitioners, vs. The Trustees of Amherst College et al., } On petition for writ of Certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that the said petition be, and the same is hereby, denied.

Per Mr. Justice Harlan.

(The Chief Justice took no part in the consideration and decision of this petition.)

31. The Anglo-Californian Bank, Limited, Appellant, vs. The United States. } Appeal from the United States Circuit Court of Appeals for the Ninth Circuit.

the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

Thomas M. Adams and E. C. Means, Administrators &c., Petitioners
113 of Oct. T. 1898. v.
Benjamin R. Cowen, Evan T. Williams & A. S. Frazer, Trustees.

On consideration of petition for a rehearing herein, It is now here ordered by the Court that said petition be, and the same is hereby, granted, that the decree entered herein on May 22, 1899, be, and the same is hereby, vacated and set aside, and that this cause be restored to the docket and assigned for argument on Monday, January 8th, 1900, but the case may be submitted on printed briefs at any time prior to that day if counsel shall be so advised.

Per Mr. Chief Justice Fuller.

356. S. H. Stone, Auditor &c., et al., Appts, vs. The President &c. of the Bank of Kentucky.
357. The City of Louisville, Appt, vs. The President &c. of the Bank of Kentucky.
360. S. H. Stone, Auditor &c., et al., Appts, vs. The Louisville Banking Co.
361. The City of Louisville, Appt, vs. The Louisville Banking Co.
365. S. H. Stone, Auditor &c., et al., Appts, vs. The Farmers Bank of Kentucky.
366. S. H. Stone, Auditor &c., et al., Appts, vs. The Deposit Bank of Frankfort.

Argued 10/31/99

ing in these cases. It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

303. The Southern Railway Co., Plff in Error, vs. The Postal Telegraph Cable Company. On consideration of the motions to dismiss the writ of error or vacate the supersedeas herein, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that the motion to dismiss be, and the same is hereby, denied, and that the supersedeas on the writ of error from this Court be, and the same is hereby, vacated.

Per Mr. Chief Justice Fuller.

331. The Singer Manufacturing Company, Petitioner, vs. Herman Cramer. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the

403. Eliza M. Patrick, Petitioner, vs. Frank L. Underwood. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

407. Frank R. Chandler as Trustee and Executor under the last will & testament of George P. Pomeroy, deceased, et al., Petitioners, vs. Josephine Pomeroy et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

413. The Knights Templars and Masons Indemnity Company, Petitioners, vs. Carrie E. Converse, — On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

414. Lizzie Stearns Bleecker and Elsie L. Bleecker, Petitioners, vs. The Steamship "Kensington" &c., The International Navigation Co., Claimant. — On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

1130. The Huguley Manufacturing Company et al., Petitioners, vs. The Galeton Cotton Mills et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

21. The United States, Appellant, vs. The Bellingham Bay Boom Co. On motion of Mr. Assistant Attorney General Boyd, It is ordered by the Court that this cause be, and the same is hereby, reassigned for argument on Monday, December 4th next, after the cases heretofore assigned for that day.

427. The Carnegie Steel Company, Limited, Petitioner vs. The Cambria Iron Company. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Thomas B. Reed and Mr. P. C. Knox, in support of the same, and Mr. Francis T. Chambers, Mr. James M. Kerr and Mr.

Philip D. Dodge in opposition thereto.

The Board of Liquidation of the City Debt,
vs. Plff in Error,
364. The State of Louisiana on the relation of Miss Lucretia B. Wilder et al.
The Drainage Commission of New Orleans,
vs. Plff in Error,
377. Miss Lucretia B. Wilder et al.

The motions to dismiss or affirm in these cases were submitted to the Consideration of the Court on printed arguments by Mr. N. L. Lazarus, in support of the same, and Mr. Branch K. Miller, of counsel for the plaintiff in error in No. 364, and Mr. W. W. Howe, of counsel for the plaintiff in error in No. 377, in opposition thereto, and leave was granted to Mr. W. W. Howe to file an additional brief within ten days.

Ada F. McDonnell,
vs. Plff in Error,
253. Llewellyn Jordan.

The motions to dismiss or affirm in this case were submitted to the consideration of the Court on the record and printed arguments by Mr. A. J. May and Mr. R. W. Walker, in support of the same, and Mr. William Richardson and Mr. Laurence Cooper, in opposition thereto.

Ex parte In the matter of C. G. Blake et al.

The motion for leave to file a petition for

herein was submitted to the consideration of the Court by Mr. F. J. May, in support of the same, and Mr. John W. Green, in opposition thereto.

387. The Eastern Oregon Land Co., vs. Petitioner, P. J. Cole et al., The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. James K. Kelly, in support of the same.

433. The Central Thompson-Houston Company, vs. Petitioner, The Kentucky & Indiana Bridge Co., et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. James P. Helm and Mr. Helm Bruce, in support of the same, and Mr. Alexander Pope Humphrey and Mr. George M. Davie, in opposition thereto.

411. James M. Ludden vs. Plff in Error, Walter Winston. Mr. R. C. Garland, in behalf of Counsel for the Plaintiff in error, submitted to the consideration of the Court a motion to advance this cause.

416. Simon F. Mackie, Appellant, vs. Brierlyard Gold Mining Company and E. H. Sieves. Appeal from the Circuit Court of the United States for the District of Utah.

This cause having been called to the attention of the Court by Mr. S. M. Stockslager, of Counsel for the appellees, and a stipulation of Counsel for the respective parties to dismiss this appeal having been filed, Therefore, in pursuance of said stipulation, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed.

Per Mr. Chief Justice Fuller.

334. James A. Mills, Receiver, vs. The City of Helena. Petitioner. The petition for a writ of certiorari, herein was submitted to the consideration of the Court by Mr. John B. Clayberg and Mr. Thomas H. Carter, in support of the same.

133. G. M. Boyd et al., vs. J. L. Sweet, County Treasurer. Appellants. The motion to dismiss in this cause was submitted to the consideration of the Court on a printed argument by Mr. Frederick C. Bryan and Mr. Harper S. Cunningham, in support of the same.

174. Robert L. Taylor, E. B. Craig & William B. Morgan, vs. The Nashville, Chattanooga & St. Louis Railway, Appellants. Appeal from the Circuit Court of the United States for the Middle District of Tennessee.

This cause having been called to the attention of the Court by Mr. J. M. Dickinson, of Counsel for the appellee, and a stipulation of Counsel for the respective parties to dismiss this appeal having been filed, Therefore, in pursuance of said stipulation, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed.

(per Mr. Chief Justice Fuller.

190. James K. Brown, vs. The State of New Jersey, Plff in Error. This cause was argued by Mr. William D. Daly, of Counsel for the plaintiff in error, and Mr. James S. Erwin, of Counsel for the defendant in error.

164. J. H. Cumming et al., vs. The County Board of Education of Richmond County, Georgia, Plffs in Error. This cause was argued by Mr. George F. Edmunds, of Counsel for the plaintiffs in error, and Mr. J. Ganahl and Mr. Frank K. Miller, of Counsel for the defendant in error.

Proclamation being made the Court is adjourned until to-morrow

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna, Associate Justices.
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened

419. Jacob Gardner et al., Pltffs in Error, -vs- Ebenezer Wormouth

Mr. Frederic D. McKenney, of counsel, suggested the death of Ebenezer Wormouth, the defendant in error herein, and moved the Court to make Louis H. Bonestell, Executor of the said Ebenezer Wormouth, the party defendant in error. Whereupon, It is now here ordered by the Court that the said Louis H. Bonestell, Executor of Ebenezer Wormouth, deceased, be, and he is hereby made the party defendant in error in this cause.

419. Jacob Gardner et al., Plffs in Error, vs. Louis A. Bonesteel, Executor &c.

The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on printed arguments by Mr. Frederic D. McKenney and Mr. A. L. Black, in support of the same, and Mr. George W. Monteith, in opposition thereto.

131. The Chicago, Milwaukee & St. Paul Railway Co., Appellant, vs. William A. Tompkins et al., as The Board of Railroad Commissioners &c.

The argument of this cause was commenced by Mr. A. B. Kittredge of counsel for the appellant, and continued by Mr. P. H. Null and Mr. J. L. Pyle, of counsel for the appellees, and Mr. George R. Peck, of counsel for the appellant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr. Associate Justices
Edward D. White
Rufus W. Peckham
Joseph McKenna

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. R. R. McMahon it is ordered that Shelby J. Pleasants, Esquire, of Huntsville, State of Alabama, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that Angus Roy Shannon, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

179. The Dayton Traction Company vs. Plff in Error, Amy R. Campbell. In Error to the Circuit Court of the United States for the Southern District of Ohio.

It appearing to the Court that a motion by counsel for the plaintiff in error to dismiss the writ of error in this cause has been filed, Therefore, in pursuance of said motion, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Fuller.

131. The Chicago, Milwaukee & St. Paul Railway Co. vs. Appellant William H. Tompkins et al., as The Board of Railroad Commissioners &c. The argument of this cause was concluded by Mr. George R. Peck of Counsel for the appellant.

110. Frank M. Rider et al. vs. Plffs in Error, The United States The argument of this cause was commenced by Mr. F. H. Southard of Counsel for the plaintiffs in error, continued by Mr. George Hines Gorman of Counsel for the defendant in error, and concluded by Mr. S. M. Winn, of Counsel for the plaintiffs in error.

10 C. The Steamship "Buena Ventura" vs. Appellant; The United States

Rearguments of this cause was commenced by Mr. J. Parker Kidwin, of counsel for the appellant

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Thursday, November 2d, 1899.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna.
Associate Justices.

John W. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. L. P. Michener it is ordered that Eugene G. Hay, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

106. The Steamship "Buena Ventura" &c., Appellant;
vs.
The United States.

The argument of this cause was continued by Mr. J. Parker Kirlin, of counsel for the appellant, and Mr. Assistant Attorney General Hoyt, of counsel for the appellee, and con-

115. The Steamer 'Pedro' vs. The United States. Appellant,

Reargument of this Cause was commenced by Mr. Wilhelmus Mynderse, of Counsel for the appellant, and continued by Mr. James H. Hayden, of Counsel for the Captors.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

(Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

115. The Steamer "Pedro" &c., vs. The United States. Appellant. The argument of this cause was continued by Mr. James H. Hayden, of counsel for the captors, and concluded by Mr. Wilhelmus Mynderse, of counsel for the appellant.

122. The Steamer "Guido" &c., vs. The United States. Appellant. This cause was argued by Mr. Wilhelmus Mynderse, of counsel for the appellant, and Mr. James H. Hayden, of counsel for the captors.

197. The Steamship "Panama" &c., Appellant, vs. The United States. This cause was argued by Mr. J. Parker Kilin, of counsel for the appellant, and Mr. Assistant Attorney General Hoyt, of counsel for the appellee.

156. James A. Farquhar, Owner of the Steamship "Newfoundland", Appellant, vs. The United States. The argument of this cause was commenced by Mr. P. G. Barker, of counsel for the appellant.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, November 6th, 1899.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James E. Boyd it is ordered that S. Cristy Mead, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tracy L. Jeffords it is ordered that Robert Wesley Wells, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by

Christie, Esquire, of St. Louis, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

5. The Hartford Fire Insurance Company et al. vs. The Chicago, Milwaukee & St. Paul Railway Company. Plffs in Error. On writ of Certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Northern District of Iowa.

Per Mr. Justice Gray.

368. The Bienville Water Supply Company, Appellant, vs. The City of Mobile, Appeal from the Circuit Court of the United States for the Southern District of Alabama.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United

on motions to dismiss or affirm which were argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

431. James H. Bacon, Petitioner, v. The United States. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

253. Ada F. McDonnell, Plff in Error, v. Llewellyn Jordan. It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

334. James A. Mills, Receiver, Petitioner, vs. The City of Helena. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

411. James M. Sudden, Plff in Error, vs. Walker Winston. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

433. The Central Thompson-Houston Company, Petitioner, vs. The Kentucky & Indiana Bridge Company et al. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court

that said petition be, and the same is hereby denied.
Per Mr. Chief Justice Fuller.

116. Jacob Gardner et al., Pltffs in Error, vs. Louis A. Donaldelle, Executors. It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.
Per Mr. Chief Justice Fuller.

54. The United States, Appellant, vs. John R. Gleason et al. It is ordered by the Court that this cause be, and the same is hereby, restored to the docket for re-argument and assigned for Monday, December 4th next, after the cases heretofore assigned for that day.
Per Mr. Chief Justice Fuller.

133. G. N. Boyd et al., Appellants, vs. J. L. Sweet, County Treasurer. It is ordered by the Court that the further consideration of the motion to dismiss in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.
Per Mr. Chief Justice Fuller.

The Missouri, Kansas & Texas Railway Company of Texas, Plff in Error
vs. In Error to the United States Circuit Court of Appeals for the Fifth Circuit.
75. J. M. Evans

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

337. The United States, Appt, vs. The Choctaw Nation et al.
338. The Wichita & Affiliated Bands of Indians Appts, vs. The Choctaw Nation et al.
339. The Choctaw Nation et al., Appts, vs. The United States et al.

Motions to advance these cases were submitted to the consideration of the Court by Mr. Solicitor General Richards, of counsel for The United States, and Mr. J. M. Wilson and Mr. H. E. Paine, of counsel for The Choctaw and Chickasaw Nations.

The Illinois Central R. R. Co., Appellant,
318. vs.
Wirt Adams, State Revenue Agent, et al.

The motions to dismiss or affirm in this cause were,

the consideration of the Court on the record and printed arguments by Mr. R. C. Beckett, in support of the same, and Mr. W. D. Guthrie, Mr. James Tenbrees and Mr. Edward Mayes, in opposition thereto.

320. The Yazoo & Mississippi Valley Railroad Co., Appellant, vs. Wirt Adams, State Revenue Agent, et al.

The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. R. C. Beckett, in support of the same, and Mr. W. D. Guthrie, Mr. James Tenbrees and Mr. Edward Mayes, in opposition thereto.

387. Eben J. Knowlton et al., Executors &c., Plffs in Error, vs. Frank K. Moore, U.S. Collector of Internal Revenue.

Mr. William A. Maury, in behalf of counsel for the plaintiffs in error, submitted to the consideration of the Court a motion to advance this cause.

340. The Monongahela Coal Co., Petitioner, vs. The Fidelity & Deposit Co. of Maryland.

The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. H. S. Benedict, in support of the same.

948. William Crawford, Appellant, vs. William L. Hubbell, Treasurer. On motion of Mr. Harvey L. Christie, leave is hereby granted him to file a brief herein on behalf of The Hamilton-Brown Shoe Company.

Ex parte In the matter of Arthur C. Farrar-Hickey, Petitioner. Mr. Angus Roy Shannon, of counsel, submitted to the consideration of the Court a motion for leave to file a petition for a writ of certiorari herein, and leave was granted Mr. Solicitor General Richards to file brief in opposition thereto.

HHH. George M. Horton, Petitioner, vs. The United States. On motion of Mr. P. L. Jeffords, of counsel for the petitioner, leave is hereby granted to prosecute this petition in forma pauperis; and it is ordered that the papers be printed at the public expense.

376. P. O. Abbott, Plff in Error, vs. The National Bank of Commerce of Tacoma et al. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on printed arguments by Mr. Thomas R. Shepard, in support of the same, and Mr. John N. Mideketts, in opposition thereto.

James A. Farquhar, owner of the Steamship "Newfoundland" vs. Appellant,
156. The United States.

The argument of this cause was continued by Mr. T. G. Barker, of Counsel for the appellant, and Mr. Assistant Attorney General Hoyt, of Counsel for the appellee, and concluded by Mr. T. G. Barker, of Counsel for the appellant.)

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable: Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. A. Ralston it is ordered that Charles S. Cushing, Esquire, of San Francisco, State of California be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. H. Horton it is ordered that John D. Milliken, Esquire, of McPherson, State of Kansas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Tuesday, November 7th, 1899, Continued.

by Mr. A. A. Godard it is ordered that B. H. Tracy, Esquire, of Topeka, State of Kansas, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry M. Hoyt it is ordered that Frederic R. Kellogg, Esquire, of New York City, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

167. The Steamship "Adula" &c., Appellant, vs. The United States. This cause was argued by Mr. Everett P. Wheeler, of counsel for the appellant, and Mr. James H. Hayden, of counsel for the captors, and Mr. Assistant Attorney General Hoyt, of counsel for the appellee.

375. The Spanish Smack "Paquete Habana" &c., Appellant, vs. The United States.

376. The Spanish Schooner "Lola" &c., Appellant, vs. The United States. The argument of these cases was commenced by Mr. J. Parker Kirlin, of counsel for the appellants.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras Jr.,
Edward D White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. C. B. Alexander it is ordered that John D. Davenport, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Leigh Robinson it is ordered that Joachim R. Saussy, Esquire, of Savannah, State of Georgia be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

395. The Spanish Smack "Paquete Habana" &c., Appellant, vs. The United States.

396. The Spanish Schooner "Lola" &c., Appellant, vs. The United States.

The argument of these causes was continued by Mr. J. Parker Kirlin of counsel for the appellants, and Mr. Assistant Attorney General Hoyt, of counsel for the appellee, and concluded by Mr. J. Parker Kirlin, of counsel for the appellants.

948. William Crawford, Appellant, vs. William L. Hubbell, Treasurer &c.

The argument of this cause was commenced by Mr. Frederic R. Kellogg, of counsel for the appellant, and continued by Mr. Charles Steele, of counsel for the appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

248. William Crawford, Appellant, vs. William L. Hubbell, Treasurer &c.

The argument of this cause was continued by Mr. Charles Steele and Mr. C. B. Alexander, of counsel for the appellee, and concluded by Mr. Allan L. McDermott, of counsel for the appellant.

220. The American Express Co., Plff in Error, vs. F. A. Maynard, Attorney General, ex rel. George F. Moore et al.

This cause was argued by Mr. Lewis Cass Ledyard, of counsel for the plaintiff in error, and Mr.

Thursday, November 9th, 1899. Continued.

186. N. B. Austin, Plff in Error, vs. The State of Tennessee. Deft in error.

The argument of this cause was commenced by Mr. W. W. Fuller, of Counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met today at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal;
James H. McKenney, Asst.

Proclamation being made the Court is opened.

163. Thomas G. Hardie et al., Appellants, vs. The Equitable Securities Company. Appeal from the Circuit Court of the United States for the Eastern District of Arkansas.

It appearing to the Court that an authority of counsel for the appellants to dismiss this appeal has been filed. Therefore, in pursuance of said authority, It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

186. N. B. Austin, vs. Plff in Error, The State of Tennessee. The argument of this cause was continued by Mr. W. W. Fuller, of Counsel for the plaintiff in error, and Mr. G. W. Pickle, of Counsel for the defendant in error, and concluded by Mr. John S. Johnson, of Counsel for the plaintiff in error.

232. William J. Cruickshank et al., Appellants, vs. George R. Bidwell, Collector &c. On motion of Mr. James C. Bishop leave is hereby granted him to file a printed brief herein on behalf of William J. Bullock et al, and leave is granted Counsel to file replies thereto within one week.

232. William J. Cruickshank et al., Appellants, vs. George R. Bidwell, Collector &c. The argument of this cause was commenced by Mr. John S. Davenport, of Counsel for the appellants.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court took recess.

On motion first made to the Court in this behalf, by Mr. Thomas H. Clark it is ordered that George W. Ria, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

172. The City of New Orleans, Petitioner, vs. John G. Harper. On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by

ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, modified in respect of the date from which interest is to be calculated, and, as so modified, be, and the same is hereby, affirmed, each party to pay one-half of the costs in this Court; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Louisiana with a direction to comply with the decree of the Circuit Court of Appeals as modified.

(Per Mr. Justice Brown.

(Mr. Justice White and Mr. Justice Peckham did not sit in this case and took no part in its decision.)

Ex parte In the matter of C. G. Blake and Rogers, Brown & Company, Petitioners.

On consideration of the motion for leave to file a petition for a writ of mandamus herein, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

(Per Mr. Chief Justice Fuller.

The Chief Justice announced that the Court would adjourn on Monday, the 20th instant to Monday, December 4th next.

The Eastern Oregon Land Company,
vs. Petitioner,
384. P. J. Cole, J. L. Cole and Emory Cole.

On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

The Board of Liquidation of the City Debt,
vs. Plff in Error,
364. The State of Louisiana on the relation of Miss Lucretia B. Wilder et al.
The Drainage Commission of New Orleans,
vs. Plff in Error,
377. Miss Lucretia B. Wilder et al.

It is ordered by the Court that the further consideration of the motions to dismiss or affirm in these cases be, and the same is, hereby postponed until the hearing of the cases on their merits.

Per Mr. Chief Justice Fuller.

The Illinois Central R. R. Co.
vs. Appellant,
318. Thos. Adams, State Revenue Agent et al.

It is ordered by the Court that the further con-

The Yazoo & Mississippi Valley R.R.Co., Appellant,
vs.
Robt. Adams, State Revenue Agent, et al.

motions to dismiss or affirm in these cases be, and the same is hereby, postponed until the hearing of the cases on their merits.

Per Mr. Chief Justice Fuller.

336. The United States, Appellant,
vs.
The Choctaw Nation et al.
The Wichita and Affiliated Bands of Indians, Appellants,
vs.
The Choctaw Nation et al.
339. The Choctaw Nation et al., Appellants,
vs.
The United States et al.

On consideration of the motions to advance these cases, It is now here ordered by the Court that said motions be, and the same are hereby, granted, and the cases assigned for argument on Monday, March 5th, 1900.

Per Mr. Chief Justice Fuller.

346. The Monongahela Coal Company, Petitioner,
vs.
The Fidelity & Deposit Company of Maryland.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel in support of the same, this motion

ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

287. Eben J. Knowlton et al., Executors &c., Plffs in Error, vs. Frank K. Moore, U.S. Collector of Internal Revenue.

On consideration of the motion to advance this cause, it is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, December 4th next, with Case No. 225.

Per Mr. Chief Justice Fuller.

447. Joseph Wilkins, Petitioner, vs. The United States.
448. Howard Butler, Petitioner, vs. The United States.

The petitions for writs of certiorari herein were submitted to the consideration of the Court on printed arguments by Mr. J. M. Wilson, Mr. Henry E. Davis and Mr. H. A. Hocking in support of the same, and Mr. Solicitor General Richards, in opposition thereto.

281. The City of New Orleans, Petitioner vs. John Fisher, Tutor &c., et al.

The motion to require the petitioner herein to furnish a bond conditioned for the payment of whatever judgment may be ren

sideration of the Court by Mr. Charles Louque, in support of the same, and Mr. S. L. Gilmore, Mr. Branch K. Miller, and Mr. James J. McLaughlin, in opposition thereto.

1105. John O. Briscoe et al., Petitioners, vs. The Minah Consolidated Mining Co., Limited, et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. W. F. Sanders, in support of the same, and Mr. R. C. Garland and Mr. W. W. Wright Jr., in opposition thereto.

1111. George W. Norton, Petitioner, vs. The United States. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Tracy L. Jeffords and Mr. Robert H. Wells, in support of the same, and leave was granted counsel for the respondent to file a brief in opposition thereto within two days.

1127. William J. Cruickshank et al., Appellants, vs. George R. Bidwell, Collector. The argument of this cause was continued by Mr. John S. Davenport, of counsel for the appellants, and Mr. E. B. Whitney, of counsel for the appellee, and concluded by Mr. John S. Davenport, of counsel for the appellants.

765. S. H. H. Clark et al, Receivers, vs. The City of Kansas City, Kansas, et al. Plaintiffs in Error. This cause was argued by Mr. H. N. Loomis, of Counsel for plaintiffs in error, and Mr. T. A. Pollock and Mr. F. D. Hulebirge, of Counsel for the defendants in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Tuesday, November 14th, 1899

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William D. Guthrie it is ordered that Rod Gale, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

43. Charles W. Colling et al., Appellants, v. A. A. Godard, Attorney General, et al.

The argument of this cause was commenced by Mr. A. H. Norton, of counsel for the appellants and continued by Mr. A. A. Godard and Mr. B. N. Tracy, of counsel for the appellees, and Mr. W. D. Guthrie, of counsel for the appellants.

Proclamation being made the Court is adjourned until to-

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

444. Joseph Wilkins, Petitioner, vs. The United States.
448. Howard Butler, Petitioner, vs. The United States.

On motion of Mr. A. A. Hoehling, Jr. of counsel for the petitioners leave is hereby granted to file a supplemental brief herein.

443. Charles W. Cotting et al., Appellants, vs. A. A. Godard, Attorney General et al.

The argument of this cause was concluded by Mr. H. D. Guthrie, of counsel for the appellants.

No. 76. The Keokuk & Hamilton Bridge Co., vs. Plff in Error, The People of the State of Illinois

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Waller D. Davidge and Mr. Waller D. Davidge Jr. of counsel for the plaintiff in error, and Mr. S. C. Atkinson, of counsel for the defendants in error.

No. 4. Daniel Riley vs. Plff in Error, D. L. Sinklee et al.

It is ordered by the Court that this cause be, and the same is hereby, reassigned for argument on Monday, December 4th next, after the causes heretofore assigned for that day.

No. 6. Frances Rebecca Hamilton, vs. Plff in Error, Grace Abbie B. Rathbone,

This cause was re-argued by Mr. A. S. Worthington, of counsel for the plaintiff in error, and Mr. M. J. Colbert, of counsel for the defendant in error.

No. 48. James M. Sigafus, vs. Plff in Error, Dudley Porter et al.

The reargument of this cause was commenced by Mr. Edmund Wetmore, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

48. James M. Sigafus, Pltff in Error. vs. Dudley Porter et al. The re-argument of this cause was continued by Mr. Edmund Wetmore, of Counsel for the plaintiff in error, and Mr. Albert Stickney, of Counsel for the defendants in error, and concluded by Mr. Edmund Wetmore, of Counsel for the plaintiff in error.

80. Gertrude J. Niles, Appellant, vs. Cedar Point Club. The re-argument of this cause was commenced by Mr. Henry T. Niles, of Counsel for the appellant.

Proclamation being made the

Friday, November 17th, 1899.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

80. Gertrude J. Niles, Appellant, vs. Cedar Point Club.

The argument of this cause was continued by Mr. Henry T. Niles, of counsel for the appellant and Mr. Thomas Emery, of counsel for the appellee, and concluded by Mr. Henry T. Niles, of counsel for the appellant.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. C. W. Needham it is ordered that Jacob Newman, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

15. Paul Fuller, Administrator with the will annexed of Raphael Madrazo, deceased, Plff in Error; vs. The United States.

In Error to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of

by counsel. On consideration whereof, It is now hereordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed, and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of New York.

Per Mr. Justice McKenna.

77. Norman Marduson, Appellant, v. N. F. Boucher, Warden of the Penitentiary of North Dakota, at Bismarck. Appeal from the District Court of the United States for the District of North Dakota;

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of North Dakota, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the order of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

52.

56.

William A. Brady,
vs. Plff in Error,
Joseph F. Daly and Richard Dorney,
Executors, and Mary D. Daly, Executrix
of Augustin Daly, deceased.

In Error to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs, and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of New York.

Per Mr. Justice Peckham.

The Erie & Western Transportation Company et al.,
vs. Petitioners,
The Union Steamboat Company, Claimant of the Propeller "New York."

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel. On consideration whereof, It is,

this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed, each party to pay one-half of the costs in this Court; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Michigan for further proceedings in conformance with the opinion of this Court.

(Per Mr. Justice Brown.)

190. James K. Brown, Plff in Error, vs. The State of New Jersey. — In Error to the Court of Oyer and Terminer of Hudson County, State of New Jersey.

This cause came on to be heard on the transcript of the record from the Court of Oyer and Terminer of Hudson County, State of New Jersey, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Oyer and Terminer in this cause be, and the same is hereby, affirmed.

(Per Mr. Justice Brewer.)

16. Charles T. Simms and George T. Brosius, Executors of James T. Simms, deceased, Appellants, vs. Hannah T. Simms. — Appeal from the Supreme Court of the Territory of Arizona.

This cause came on to be heard on the

of the record from the Supreme Court of the Territory of Arizona, and was argued by Counsel. On consideration whereof, It is now hereby ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court in this cause for $2250 be modified so as to stand as a decree for $5000, and, as so modified, be, and the same is hereby, affirmed with Costs.

(per Mr. Justice Gray.)

Dissenting:
Mr. Justice White and
Mr. Justice Peckham

427. The Carnegie Steel Company, Limited, Petitioner, v. The Cambria Iron Company. On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

(per Mr. Chief Justice Fuller.)

152. De Lamar's Nevada Gold Mining Company, Plff in Error, v. It is ordered by the Court that the further consideration of the

in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

781. The City of New Orleans, Petitioner, vs. John Fisher, Tutor &c., et al. On consideration of the motion to require the petitioner herein to furnish a bond conditioned for the payment of whatever judgment may be rendered in this cause, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

1025. John O. Brisoe et al., Petitioners, vs. The Minah Consolidated Mining Company, Limited, et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

444. George W. Norton, Petitioner, vs. The United States. On petition for a writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

447. Joseph Wilkins, Petitioner, vs. The United States. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

(Mr. Justice McKenna took no part in the consideration and decision of this petition.)

Howard Butler,
Petitioner,
vs.
The United States.

On petition for a writ of Certiorari, to the United States Circuit Court of Appeals for the Third Circuit

#448.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

(Mr. Justice McKenna took no part in the consideration and decision of this petition.)

Elmer E. Pope et al.,
Petitioners,
vs.
Martha E. Hoopes, Executrix, et al.

#446.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. V. B. Archer, in support of the same, and Mr. D. J. Pancoast, in opposition thereto.

The Fidelity Insurance, Trust & Safe Deposit Co., Executor &c.,
Plff in Error,
vs.
Penrose A. McClain,

#451.

On motion of Mr. R. C. Dale, of counsel for the plaintiff in error, It is ordered by the Court that this cause be, and the same is hereby, advanced and assigned for argument on Monday, December 4th

next with case No. 225.

The Mutual Life Insurance Company of New York,
452. vs. Petitioner,
Bessie F. Sears, Executrix &c.

The Mutual Life Insurance Company of New York,
453. vs. Petitioner
George E. Hill et al.

The Mutual Life Insurance Company of New York,
454. vs. Petitioner,
Jane Cohen et al.

The Mutual Life Insurance Company of New York,
455 vs. (Petitioner,
Walter B. Allen, Admr &c.

The petitions for writs of certiorari herein were submitted to the consideration of the Court on printed arguments by Mr. Edward Lyman Short, Mr. Julian T. Davies, Mr. John B. Allen, Mr. Frederic D. McKenney and Mr. Robert C. Stoddard in support of the same, and Mr. Stanton Warburton, in opposition thereto, in cases Nos. 452, 453 and 454, and leave was granted counsel for respondent in case No. 455 to file brief within two weeks.

Edward Clifford, (on petition of John Woods),
351. vs. Appellant.
Alexander McLean, Sheriff of Hudson County, New Jersey.

Mr. James S. Erskine, of Counsel for the appellee, suggested the death and qualification of Carl H. Klemptner

of Hudson Co. N.J. New Jersey and moved the Court to make the said Carl H. Ruempler as Sheriff aforesaid, the party appellee in this cause. Whereupon, It is now here ordered by the Court that the said Carl H. Ruempler, Sheriff of Hudson County, New Jersey, be, and he is hereby, made the party appellee in this cause.

Proclamation being made the Court is adjourned until Monday, December 4th next at twelve o'clock

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
} Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Attorney General Griggs it is ordered that Jesse Larocque, Jr., Esquire, of New York City, and T. E. Hutchins, Esquire, of Warren, State of Ohio, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur Brown it is ordered that A. C. Bishop Esquire, of Salt Lake City, State of Utah, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Lyman D. Henry, Esquire, of Ouray, and Albert E. Tallison, Esquire, of Denver, State of Colorado, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. John G. Carlisle it is ordered that Peter B. Olney, George F. Chamberlin, and Henry M. Ward, Esquires, of New York City, and Charles H. Otis, Esquire, of Brooklyn, State of New York, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. J. Smyth it is ordered that Joel H. Hurst, Esquire, of Omaha, State of Nebraska, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that H. H. Cotton, Esquire, of Portland, State of Oregon, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Melville Church it is ordered that Marcus D. Mayo, Esquire, of Boston, State of Massachu-

be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in his behalf by Wm. A. W. Needham it is ordered that Frederick A. Smith and George W. Northrup, Jr., Esquires, of Chicago, State of Illinois, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

51. The Addyston Pipe and Steel Company, Dennis Long et al., Howard Harrison Iron Company, et al., v. The United States. Appellants. Appeal from the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, modified and limited in accordance with the opinion of this Court, and, as thus modified and limited, be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the Circuit Court of

nessee.

(per Mr. Justice Peckham.)

76. Joseph Bradfield, Appellant, vs. Ellis N. Roberts, Treasurer of the United States. Appeal from the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Appeals in this cause be, and the same is hereby, affirmed with costs.

(per Mr. Justice Peckham.)

42. The New England Railroad Company, Plff in Error, vs. Robert T. Conroy, Administrator. On a certificate from the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel. On consideration whereof, It is the opinion of this Court that the first question certified must be answered in the affirmative and the second question in the negative. Whereupon, It is now here ordered by this Court that the

to the said United States Circuit Court of Appeals
per Mr. Justice Shiras.

Dissenting:
Mr. Justice Harlan.

67. John F. Maloney, Appellant, vs. A. Holland and O. A. Adsit. Appeal from the District Court of the United States for the District of Alaska.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Alaska, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed, with costs.

Per Mr. Justice Shiras.

322. Anthony F. Seeberger, Julius S. Grinnell, Simeon D. Fuery and Leander J. McCormick, Plaintiffs in Error, vs. [illegible] In Error to the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby,

117. Charles E. Bolles, Plff in Error, vs. The Ouling Company, Limited. In Error to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of New York.

Per Mr. Justice Brown.

14. Mary Hays, Appellant, vs. The United States. Appeal from the Court of Private Land Claims.

This cause came on to be heard on the transcript of the record from the Court of Private Land Claims and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Private Land Claims in this cause be, and the same is hereby affirmed.

Per Mr. Justice Brown.

65. The City of New Orleans, The Board of Assessors for the Parish of Orleans, et al., vs. Mary G. P. Stempel, (wife of Edward Stempel) Guardian of the infants Minnie Tobin McCan et al. Appellants, Appeal from the Circuit Court of the United States for the Eastern District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings.

(per Mr. Justice Brewer.)

Dissenting:
Mr. Justice Harlan and
Mr. Justice White.

80. Gertrude J. Niles, vs. Cedar Point Club, Appellant, Appeal from the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued

here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Northern District of Ohio.

(per Mr. Justice Brewer.)

68. The Arkansas Building and Loan Association (Perpetual), Appellant, vs. J. H. Madden, Secretary of State. Appeal from the Circuit Court of the United States for the Western District of Texas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Texas, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be modified to a dismissal, without prejudice, and, as so modified, be, and the same is hereby, affirmed with costs.

(per Mr. Chief Justice Fuller.)

172. The City of New Orleans, Petitioner, vs. (John G. Warner.) It is ordered by the Court that the mandate in this cause be stayed until the further order of the Court.

(per Mr. Chief Justice Fuller.)

1116. Elmer E. Pope et al., Petitioners, vs. Martha E. Hoopes, Executrix &c., et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

192. The Mutual Life Insurance Company of New York, Petitioner, vs. Nellie Phinney, Executrix &c. It is ordered by the Court that this cause be, and the same, is hereby, assigned for argument on Monday, January 8th next, after the case heretofore assigned, for that day.

Per Mr. Chief Justice Fuller.

192. The Steamship "Benito Estenger" &c., Appellant, vs. The United States. On motion of Mr. Solicitor General Richards, It is ordered by the Court that these cases be, and they are here-

213 The United States, Appellant, vs. Kleinwort Sons & Co., Claimants &c.

assigned for argument on Monday, January 8th next after the cases heretofore assigned for that day.

1135. Charles L. Benedict, Appellant, vs. The United States. Mr. Solicitor General, Richards, of counsel for the appellee, submitted to the consideration of the Court a motion to advance this cause.

458. George P. Murdock, Executor &c., Plff in Error, vs. John G. Ward, U.S. Collector &c. 1054 George D. Sherman, Plff in Error, vs. The United States. On motion of Mr. Charles E. Patterson, of counsel for the plaintiff in error, It is ordered by the Court that these cases be, and they are hereby, advanced and assigned for argument with case No. 27 as one case.

434. The Adirondack Railway Co., Plff in Error, vs. The People of the State of New York. Mr. Edward Winslow Paige, of counsel for the defendants in error, submitted to the consideration of the Court a motion to advance this cause.

357. Mark H. Lowry et al., Plffs in Error, vs. The Silver City Gold & Silver Mining Co. The motions to dismiss or affirm in this cause were submitted by

consideration of the Court on the record and printed arguments by Mr. C. S. Varian and Mr. F. S. Richards, in support of the same and Mr. Arthur Brown Mr. H. P. Henderson and Mr. O. W. Powers, in opposition thereto.

426. James D. Patton, trading as J. A. Patton & Co., vs. Plff in Error, J. D. Brady, Collector &c. On motion of Mr. W. L. Royall, of Counsel for the Plaintiff in Error, It is ordered by the Court that this cause be, and the same is hereby, advanced as under the 32d Rule to be submitted, on printed arguments on or before February first next.

465. The Board of County Commissioners of the County of Quay, vs. (Petitioner, Robert b. Geer. The petition for a writ of Certiorari, herein was submitted to the consideration of the Court on printed arguments by Mr. Lyman G. Henry and Mr. Thomas D. Brown, in support of the same, and Mr. Albert E. Pattison, in opposition thereto.

138. A. J. Daggs et al., vs. Appellants The Phoenix National Bank The suggestion of a diminution of the record and motion for writ of certiorari

the Court on printed arguments by Mr. A. J. Daggs, in support of the same, and Mr. A. B. Browne and Mr. Alexander Britton, in opposition thereto.

436. United States Rubber Co., et al., Petitioners, vs. American Oak Leather Co. et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. A. S. Robbins, Mr. E. S. Isham, and Mr. George A. Follansbee, in support of the same, and Mr. Jacob Newman, Mr. Frederick A. Smith, and Mr. H. K. Denney, in opposition thereto.

150. Henry P. Whitcomb and Howard Morris Receivers &c., Plffs in Error, vs. John A. Smithson. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. John A. Lovely, in support of the same, and Mr. Howard Morris, in opposition thereto.

117. Patrick Cahill, W. J. Mooney and Joseph M. Dickson, Plffs in Error, vs. C. H. Benson, Isaac Benson, R. N. Merrill et al. In Error to the Court of Civil Appeals for the 5th Supreme Judicial District of the State of Texas.

It appearing to the Court that an authority of counsel

in this cause has been filed, Therefore, in pursuance of said authority, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

358. John A. Post et al. vs. The Southern Railway Company. In Error to the Supreme Court of the State of Tennessee.

It appearing to the Court that an authority of Counsel for the plaintiffs in error to dismiss the writ of error in this cause has been filed, Therefore, in pursuance of said authority, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

225. Shirley T. High et al, Appts, vs. T. E. Coyne, Collector, et al.
387. Eben J. Knowlton et al, Executors, Plffs in Error, vs. T. K. Meara, Collector &c.
451. The Fidelity Ins, Trust & Safe Deposit Co, Exec'x, Plff in Error, vs. P. A. McElroy.
458. George P. Murdock, Executor, Plff in Error, vs. John G. Hand, Collector &c.
459. George D. Sherman, Plff in Error, vs. The United States.

On motion of Mr. John G. Carlisle, of Counsel for the appellants and plaintiffs in error, It is ordered by the Court that Counsel for the appellants and plaintiffs in error be allowed six hours for the

Monday, December 4th, 1899, Continued.

393 Henry Bolln, Pltff in Error,
vs.
The State of Nebraska.

The argument of this cause was commenced by Mr. Joel W. Heath, of Counsel for the plaintiff in error, and continued by Mr. C. J. Smyth, of Counsel for the defendant in error.

394 *Thomas J. Maxwell, Pltff in Error,
vs.
George N. Dow, Warden &c.

This cause was argued by Mr. J. W. N. Whitehead, of Counsel for the plaintiff in error, and Mr. A. C. Bishop, of Counsel for the defendant in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Arthur Brown it is ordered that William A. Gorham, Esquire, of Seattle, State of Washington be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Lowndes it is ordered that Alfred Stedman Hartwell, Esquire, of Honolulu, Hawaiian Islands, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

No. 43. Henry Bolln, Plff in Error, vs. The State of Nebraska. The argument of this cause was continued by Mr. C. J. Smyth, of Counsel for the defendant in error, and concluded by Mr. Joel H. Heat, of Counsel for the plaintiff in error.

No. 225. Shirley P. High, et al., Appellants, vs. P. E. Coyne, Collector, et al.

No. 387. Eben J. Knowlton et al, Executors, Plffs in Error, vs. Frank R. Moore, Collector &c.

No. 451. The Fidelity Insurance, Trust & Safe Deposit Co., Executor &c., Plff in Error, vs. Penrose A. McClain.

No. 458. George P. Murdock, Executor &c., Plff in Error, vs. John G. Ward, Collector &c.

No. 459. George D. Sherman, Plff in Error, vs. The United States.

The argument of these cases was commenced by Mr. A. M. Pence, of Counsel for the appellants in No. 225, and continued by Mr. Wheeler H. Peckham, of Counsel for the plaintiffs in error in No. 387, Mr. R. C. Dale, of Counsel for the plaintiff in error in No. 451, and Mr. Charles H. Otis, of Counsel for the plaintiffs in error in No. 387.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown Associate
George Shiras Jr. Justices
Edward D. White
Rufus W. Peckham
Joseph McKenna.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Frank P. Flint, Esquire, of Los Angeles, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

112. Patrick Cahill et al., vs. Plff's in Err.
C. H. Benson et al.

It is ordered by the Court that the Clerk issue the mandate in this cause.

The Missouri, Kansas & Texas Ry Co. of Texas, vs. Pltff in Error, J. M. Evans.

On motion of Mr. A. B. Browne, in behalf of counsel for the plaintiff in error, It is ordered by the Court that the mandate herein be stayed until the further order of the Court.

225. Shirley T. High et al., vs. Appellants, R. E. Coyne, Collector, et al.

387. Eben J. Knowlton et al. Executors &c., vs. Pltfs in Error, Frank R. Moore, Collector &c.

451. The Fidelity Insurance, Trust & Safe Deposit Co. Executor &c., vs. Pltff in Error, Penrose A. McClain.

458. George T. Murdock, Executor &c., vs. Pltff in Error, John G. Stard, Collector &c.

459. George D. Sherman, vs. Pltff in Error, The United States.

The argument of these cases was continued by Mr. Charles A. Otis, of counsel for the plaintiffs in error in No. 387, Mr. Charles E. Patterson, of counsel for the plaintiffs in error in Nos. 458 & 459, Mr. Solicitor General Richards, of counsel for the appellees and defendants in error and Mr. John G. Carlisle, of counsel for the appellants in No. 225 and plaintiffs in error No. 387.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

56. The Erie & Western Transportation Company et al., Petitioners, vs. The Union Steamboat Company Claimant of the Propeller "New York"

It is ordered by the Court that the decree entered herein on November 20, 1899, be, and the same is hereby, vacated and set aside.

(Per Mr. Justice Brown.)

56. The Erie & Western Transportation Company et al., Petitioners, vs. The Union Steamboat Company, Claimant of the Propeller "New York." On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed; the Claimants of the "Conemaugh" and the Claimants of the "New York" each to pay one-half of all costs in the cause; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Michigan with directions to enter a decree in conformity with the opinion of this Court with interest from July 3, 1896, until paid, at the same rate per annum that decrees bear in the Courts of the State of Michigan.

Per Mr. Justice Brown.

138. A. J. Daggs et al., Appellants, vs. The Phoenix National Bank. Mr. A. J. Daggs, of counsel for the appellants, submitted to the consideration of the Court a motion to pass this cause.

225.

387.

451.

458

459.

59.

Shirley P. High et al.,
vs. Appellants,
E. Coyne, Collector, et al.

Ben J. Knowlton et al., Executors &c.,
vs. Piffs in Error,
Frank R. Moore, Collector &c.

The Fidelity Insurance, Trust & Safe Deposit Co., Executors &c.,
vs. Piff in Error,
Penrose A. McCain

George P. Murdock, Executor &c.,
vs. Piff in Error,
John G. Ward, Collector &c.

George D. Sherman
vs. Piff in Error,
The United States

The argument of these cases was concluded by Mr. John G. Carlisle, of counsel for the appellants in No. 995, and the plaintiffs in error in No. 387.

Leave was granted Mr. Solicitor General Richards to file additional brief within one week and to Mr. Charles E. Patterson to file a reply thereto within one week thereafter.

The United States,
vs. Appellant,
John R. Gleason et al.

The reargument of this cause was commenced by Mr. George A. Gorman, of counsel for the appellant, and continued by Mr. Temple Bodley, of counsel for the appellees.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, December 8th, 1899.

Pursuant to adjournment the Court met to-day at the Capitol.

(Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John N. Wright, Esquire, Marshal.
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Wm. G. Bancroft Davis it is ordered that Horace A. Davis, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Wm. Joseph V. Graff it is ordered that Franklin L. Velde, Esquire, of Pekin, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Wm. Charles A. Douglass it is ordered that Horace

Guerry, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The United States, Appellant, vs. John R. Gleason et al. The reargument of this cause was continued by Mr. Temple Bodley and Mr. A. J. Low, of counsel for the appellees, and concluded by Mr. George A. Gorman, of counsel for the appellant.

Daniel Riley, Plff in Error, vs. D. L. Sinkler et al. This cause was argued by Mr. Charles A. Douglass, of counsel for the plaintiff in error, and Mr. W. A. Barber, of counsel for the defendants in error.

The Telluride Power Transmission Co. et al., Plffs in Error, vs. The Rio Grande Western Railway Company. The argument of this cause was commenced by Mr. Arthur Brown, of counsel for the plaintiffs in error and continued by Mr. James A. Hayden, of counsel for the defendant in error.

Proclamation being made the Court is adjourned

Monday, December 4th, 1899.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.,
Edward D White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John W. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. W. S. Logan it is ordered that Frederick F. Nadhams, Esquire, of Albany, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. A. N. Miller it is ordered that Evans Woollen, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Turner it is ordered that Miles Poindexter, Esquire, of Spokane, State of Washington, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. N. F. Stevens it is ordered that D. F. Reese, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. V. Graff it is ordered that John D. Miller, Esquire, of Carthage, State of Illinois be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The Steamship "Buena Ventura", Juan De Luzarraga, Claimant, Appellant, vs. The United States. Appellee.

Appeal from the District Court of the United States for the Southern District of Florida.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Florida, and

It is now here ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings to be had therein in conformity with the opinion of this Court.

Per Mr. Justice Peckham.

Dissenting:
Mr. Chief Justice Fuller,
Mr. Justice Gray and
Mr. Justice McKenna.

Theophilus King, adverse claimant, and The Lippitt Woolen Company, alleged trustee,

Plff in Error,

v.

John A. Cross, Gideon P. Brown, Edward Steere and Amasa Eaton.

In Error to the Supreme Court of the State of Rhode Island.

28.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Rhode Island, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs, and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Rhode Island.

Per Mr. Justice White.

177. The City of New Orleans, Petitioner, vs. John G. Warner. It is ordered by the Court that leave be, and the same is hereby, granted to file a petition for a rehearing herein on the question of interest only, and that counsel be allowed to file additional briefs within fifteen days.

(per Mr. Justice Brown.)

376. T. O. Abbott, Plff in Error, vs. The National Bank of Commerce of Tacoma, Washington, et al. In Error to the Supreme Court of the State of Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and on motions to dismiss or affirm which were argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

(per Mr. Justice Harlan.)

29. La Abra Silver Mining Company, Appellant, vs. The United States. Appeal from the Court of Claims.

This cause came on to be heard on the transcript

argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Harlan.

(Mr. Justice Gray did not hear the argument on the facts and took no part in their consideration. Mr. Justice McKenna took no part in the decision.)

138. H. J. Daggs and R. E. Daggs, v. The Phoenix National Bank, Appellant. On consideration of the suggestion of a diminution of the record and motion for a writ of certiorari, and of the motion to pass this cause, It is now here ordered by the Court that a writ of certiorari be, and the same is hereby, awarded, as prayed. It is further ordered that this cause be, and the same is hereby, assigned for argument on Monday, January 8th next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

357. Mark K. Lowry et al., v. The Silver City Gold and Silver Mining Company, Appellees in Error. It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

1435. Charles L. Benedict, Appellant, vs. The United States. On consideration of the motion to advance this cause, It is now here ordered by the Court, that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, January 8th next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

1436. United States Rubber Company et al., Petitioners, vs. American Oak Leather Company et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

1439. The Adirondack Railway Co., Plff in Error, vs. The People of the State of New York. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and

for argument on Monday, January 8th next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

1165. The Board of County Commissioners of the County of Ouray, Petitioners, vs. Robert C. Leet. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

18. S. M. Fordyce and A. H. Swanson, as Receivers of The St. Louis, Arkansas & Texas Railway, Plffs in Error, vs. R. L. Trigg. In Error to the Supreme Court of the State of Arkansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Arkansas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby dismissed with costs.

Per Mr. Chief Justice Fuller.

71. Hosea B. Tullis, Plff in Error, vs. The Lake Erie & Western Railroad Company. On a certificate from the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel. On consideration whereof, It is the opinion of this Court that the statute as construed and applied by the Supreme Court of Indiana is not invalid and does not violate the Fourteenth Amendment to the Constitution of the United States. Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Chief Justice Fuller.

115. The Steamer "Pedro," Sebastian Bonet, Claimant, vs. The United States. Appellant, Appeal from the District Court of the United States for the Southern District of Florida.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Florida, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is

Mr. Justice White, Mr. Justice Peckham and Mr. Justice Brown dissent.

199. The Steamer "Guido", Julian De Ormaechea, Claimant, v. The United States. Appellant, Appeal from the District Court of the United States for the Southern District of Florida.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Florida, and was argued by counsel. On consideration whereof it is now here ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, Affirmed.

Per Mr. Chief Justice Fuller.

Dissenting:
Mr. Justice Shiras,
Mr. Justice White and
Mr. Justice Peckham.

163. The Mechanics Savings Bank, Petitioner, v. The Fidelity Insurance, Trust & Safe Deposit Co., Admr &c. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Russell Duane, in support of the same.

98. Annie R. Kean, Plff in Error, v. Edward Roby et al. Mr. Homer Guernsey, in behalf of counsel for the plaintiff in error, submitted to the consideration of the Court a motion to

ninety days, which was agreed by Mr. W. H. H. Miller, of counsel for the defendant in error.

1163. George Webster, Appellant, vs. R. A. Speck, Sheriff &c. On motion of Mr. Miles Poindexter, of counsel for the appellee, It is ordered by the Court that this cause be, and the same is hereby, advanced and assigned for argument on Monday, January 1st next, after the cases heretofore assigned for that day.

175. The Logansport & Wabash Valley Gas Company, Appellant, vs. The City of Peru. Appeal from the Circuit Court of the United States for the District of Indiana.

This cause having been called to the attention of the Court by Mr. W. H. H. Miller, of counsel for the appellee, and a stipulation of counsel for the respective parties to reverse the decree appealed from herein having been filed, Therefore, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed, at the cost of the appellant; and that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings.

Per Mr. Chief Justice Fuller.

The Logansport & Wabash Valley Gas Co.,
v. Appellant,
The City of Peru,

On motion of Mr. H. H. Miller, of Counsel for the appellee, leave is hereby granted the Clerk to issue the mandate in this cause.

The Mutual Life Insurance Company of New York,
v. Petitioner,
Nellie Phinney, Executrix &c.

On motion of Mr. Frederic D. McKenney, of counsel for the petitioner, It is ordered by the Court that this cause be, and the same is hereby, reassigned for argument on Monday January 22d next.

The New York Life Insurance Company,
v. Petitioner,
Frank E. Dingley, Admr. &c.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Frederic D. McKenney, Mr. E. J. McCulloch, Mr. Charles Page, and Mr. George A. Durham, in support of the same, and Mr. Henry P. Blair, in opposition thereto, and leave was granted Mr. Blair to file counter-affidavits herein within fifteen days.

201. H. G. Osborne et al., Appellants, vs. The San Diego Land & Town Co., of Maine.

On motion of Mr. A. B. Browne, leave is hereby granted Mr. John Garber and Mr. Frank H. Short to file a printed brief herein as amici curiæ

402. William Boyle, Plff in Error, vs. Bartlett Sinclair.

The motion to dismiss in this cause was submitted to the consideration of the Court on printed arguments by Mr. Samuel H. Hays, in support of the same, and Mr. William H. Maury, in opposition thereto.

70. The Telluride Power Transmission Co., et al., Plffs in Error, vs. The Rio Grande Western Railway Co.

The argument of this cause was continued by Mr. James H. Hayden, of counsel for the defendant in error, and concluded by Mr. Arthur Brown, of counsel for the plaintiffs in error.

36. Chew Heong Lung & Co., Petitioners, vs. John H. Wise, Collector &c.

The argument of this cause was commenced by Mr. A. B. Browne, of counsel for the petitioners, and continued by Mr. Assistant Attorney General Hoyt, of counsel for the respondent. Proclamation being made the Court is adjourned

Monday, December 9th, 1895.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Samuel Dickson it is ordered that William A. Staake, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry M. Hoyt it is ordered that Abram H. Ellis, Esquire, of Beloit, State of Kansas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

36. Chew Ning Lung & Co., vs. John A. Wise, Collector &c. Petitioners, } The argument of this cause was continued by Mr. Assistant Attorney General Hoyt, of Counsel for the respondent, and concluded by Mr. Albert Comstock, of Counsel for the petitioners.

73. The United States, vs. E. A. Morrison & Son. Petitioner, } These cases were argued by Mr. Assistant Attorney General Hoyt, of Counsel for the petitioner and Mr. Albert Comstock,

74. The United States, vs. A. Wolff & Co. Petitioner, } of Counsel for the respondents.

71. The United States, vs. The Billingham Bay Boom Company. Appellant, } It is ordered by the Court that this cause be, and the same is hereby, passed temporarily.

53. The United States, vs. The Tennessee & Coosa Railroad Co. et al. Appellant, } The argument of this cause was commenced by Mr. Charles H. Russell, of Counsel for the appellant.

Proclamation being made the Court is adjourned

Wednesday, December 13th, 1899.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna, Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. A. O. Bacon it is ordered that William Pinckney Hill, Esquire, of Atlanta, State of Georgia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles L. Frailey it is ordered that Samuel H. Williams, Esquire, of Wytheville, State of Virginia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

90. John J. Walsh
vs. Plff in Error
The Columbus, Hocking Valley & Athens Railroad Co.

91. Robert Wright
vs. Plff in Error,
The Columbus, Hocking Valley & Athens Railroad Co.

92. Michael S. Vought,
vs. Plff in Error,
The Columbus, Hocking Valley

These cases were submitted to the consideration of the Court on the records & printed arguments by Mr. J. B. Foraker, of counsel for the plaintiffs in error and Mr. C. A. Grosvenor and Mr. D. L. Sleeper, of counsel for the defendant in error.

53. The United States,
vs. Appellant,
The Tennessee & Coosa Railroad Co, et al.

The argument of this cause was continued by Mr. Charles H. Russell, of counsel for the appellant, and Mr. Amos E. Goodhue, of counsel for the appellees, and concluded by Mr. Charles H. Russell, of counsel for the appellant.

81. The Houston & Texas Central Railroad Co., et al.,
vs. Plffs in Error.
The State of Texas.

82. The Galveston, Harrisburg & San Antonio Railway Co, et al.
vs. Plffs in Error.

On motion of Mr. John G. Carlisle, of counsel for the plaintiffs in error, It is ordered by the Court that three hours be allowed

Wednesday, December 13th, 1899, Continued.

side on the argument of these cases.

82. The Houston & Texas Central Railroad Co., et al., vs. Plffs in Error, The State of Texas.

The Galveston, Harrisburg & San Antonio Railway Co. et al., vs. Plffs in Error, The State of Texas.

The argument of these cases was commenced by Mr. R. S. Lovell, of counsel for the plaintiffs in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal;
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John S. Miller it is ordered that John Ford, Esquire, of New York City, and Fred A. Bangs, George H. Miller, David S. Geer, Charles S. Dineen, and William H. Wheelock, Esquires, of Chicago, State of Illinois, be admitted to practice as attorneys and counsellors of this Court and they severally were sworn accordingly.

On motion first made to the Court in this behalf by Mr. George K. Nash it is ordered that W. Z. Davis, Esquire, of Marion, State of Ohio, be admitted to practice as an attorney and counsellor of this

On motion first made to the Court in this behalf by Mr. George F. Williams it is ordered that Herbert Wilham Fordham, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alex. Pope Humphrey it is ordered that Charles S. Fogg and Francis H. Cushman, Esquires, of Tacoma, State of Washington, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

93 Joseph Smith, Plff in Error, vs. The State of Tennessee. It is ordered by the Court that this cause be, and the same is hereby, continued until the next term, per stipulation of counsel.

81. The Houston & Texas Central Railroad Co., et al., Plffs in Error, vs. The State of Texas.

82. The Galveston, Harrisburg & San Antonio Railway Co., et al. Plffs in Error, vs. The State of Texas.

The argument of these cases was continued by Mr. R. S. Lovett, of Counsel for the Plaintiffs in Error, and Mr. C. A. Culberson of Counsel for the Defendant in Error.

Proclamation being made the Court is adjourned until to-

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf, by Mr. John G. Carlisle it is ordered that Frank H. Williams, Esquire, of Allegan, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that Charles H. Gallenkamp, Esquire, of Union, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. H. Pellus it is ordered that W. S. Reese, Esquire, of Montgomery, State of Alabama, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

53. The United States, Appellant, vs. The Tennessee & Coosa Railroad Co, et al. On motion of Mr. Amos E. Goodhue, of counsel for the appellees, leave is hereby granted him to file a supplemental brief herein.

21. The United States, Appellant, vs. The Bellingham Bay Boom Company. This cause was resubmitted to the consideration of the Court on the record and printed argument by Mr. Solicitor General Richards, of Counsel for the appellant. No counsel appeared for the appellees.

81. The Houston & Texas Central Railroad Co, et al. Plffs in Error, vs. The State of Texas.

82. The Galveston, Harrisburg & San Antonio Railway Co, et al., Plffs in Error, vs. The State of Texas.

The argument of these cases was concluded by Mr. John G. Carlisle, of Counsel for the plaintiffs in error.

79. Peter Lee Atherton, Plff in Error, vs. Mary G. Atherton, This cause was argued by Mr. Alexander Pope Humphrey, of Counsel, for the plaintiff in error and Mr. William Kernan, of counsel for the defendant in error.

80. Ellis H. Roberts, Treasurer &c., Petitioner, vs. The United States ex rel. Marie A. Valentine, The argument of this cause was commenced by Mr. Robert A. Howard, of Counsel for the petitioner.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, December 18th, 1899.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James E. Boyd it is ordered that A. M. Higgins, Esquire, of Terre Haute, State of Indiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. E. Payson it is ordered that Herman N. Stillman, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by

Hepburn Russell, Esquire, of New York City, be, admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Hayden it is ordered that W. M. Alexander, Esquire, of Dallas, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. F. Smith it is ordered that John J. Nolan, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

38. The United States, Appellant, vs. J. Francisco Chavez and Pueblo of Isleta. Appeal from the Court of Private Land Claims.

This cause came on to be heard on the transcript of the record from the Court of Private Land Claims and was argued by Counsel On consideration whereof. It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Private Land Claims in this cause be and the same is hereby, affirmed.

Per Mr. Justice McKenna.

39. The United States, Appellant, vs. J. Francisco Chavez and Pueblo of Isleta. Appeal from the Court of Private Land Claims.

This cause came on to be heard on the transcript of the record from the Court of Private Land Claims, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Private Land Claims in this cause be, and the same is hereby, affirmed.

(per Mr. Justice McKenna.)

6. Frances Rebecca Hamilton, In Error to the Court vs. Kelly in Error, of Appeals of the Grace Abbie B. Kalbfus. District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Court of Appeals with instructions to reverse the judgment of the Supreme Court of the District of Columbia and to remand the case to that Court with directions to grant a new trial.

72. The United States, Appellant, vs. Antonio Serafin Pena, L. Z. Farwell, M. Z. Farwell and Jose A. Garcia et al. Appeal from the Court of Private Land Claims

This cause came on to be heard on the transcript of the record from the Court of Private Land Claims and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Private Land Claims in this cause be, and the same is hereby, reversed; and that the cause be, and the same is hereby, remanded to the said Court of Private Land Claims with directions to enter a decree in favor of the original grantees or their successors in interest for the lands granted in severalty. It is further ordered that leave be, and the same is hereby, granted to take further testimony for identifying such parties if necessary.

Per Mr. Justice Brewer.

164. J. W. Cumming, James S. Harper and John C. Ledbetter, Plffs in Error, vs. The County Board of Education of Richmond County, State of Georgia. In Error to the Superior Court of Richmond County, State of Georgia.

This cause came on to be heard on the transcript,

County, State of Georgia, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Superior Court in this cause in, and the same is hereby, affirmed with costs.

Per Mr. Justice Harlan.

The Chief Justice announced that the Court would adjourn on Friday, the 22d instant to Monday, January 8th, 1900.

98. Annie R. Kean vs. Plff in Error. Edward Roby et al. On consideration of the motion to pass this cause for ninety days, It is now here ordered by the Court that this cause be, and the same is hereby, assigned for argument on Monday, February 26th next, at the head of the call for that day.

Per Mr. Chief Justice Fuller.

402. William Boyle vs. Plff in Error. Barlett. Sinclair, It is ordered by the Court that the further consideration of the motion to dismiss in this cause be, and the same is hereby, postponed, until the transcript of record is printed.

Per Mr. Chief Justice Fuller

78. The Missouri, Kansas & Texas Railway Co. of Texas, vs. Pltff in Error, J. M. Evans

It is ordered by the Court that the order staying the mandate in this cause be, and the same is hereby, vacated and set aside.

Per Mr. Chief Justice Fuller.

351. Edward Clifford (on petition of John Woods), vs. Appellant, Carl A. Ruempler, Sheriff &c.

The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. James S. Erwin, in support of the same, and Mr. John P. Stockton, in opposition thereto.

460. British American Assurance Company of Toronto, Canada, vs. Petitioner, James F. McElroy.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. James B. Howe and Mr. P. C. VanNess, in support of the same, and Mr. Henry P. Blair, in opposition thereto.

HHH. N. M. Bedford et al., vs. The Eastern Building & Loan Association. The petition for a writ of certiorari to bring up the entire record in this cause, was submitted to the consideration of the Court by Mr. Heber J. May, in support of the same, and Mr. William Nepburn Russell, in opposition thereto.

466. C. G. Blake et al., vs. Plffs in Error, Calvin M. McClung et al. This cause was submitted to the consideration of the Court, pursuant to the 20th rule, on the record and printed arguments by Mr. Heber J. May and Mr. Talley R. Cornick, of counsel for the plaintiffs in error, and Mr. John H. Green, of counsel for the defendants in error.

961. Robert Rae, Jr., et ux., vs. Plffs in Error, The Homestead Loan & Guarantee Company. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. John P. Wilson and Mr. William B. McElwaine, in support of the same, and Mr. Robert Rae, in opposition thereto.

173. Edward Hain, Claimant &c., Petitioner, vs. Samuel E. Wellis et al

The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Wilhelmus Mynderse, in support of the same, and Mr. Harrington Putnam, in opposition thereto.

86. Ellis H. Roberts, Treasurer &c., vs. The United States ex rel. Marie A. Valentine.

The argument of this cause was continued by Mr. Robert A. Howard, of counsel for the petitioner, and Mr. B. E. Valentine, of counsel for the respondent, and concluded by Mr. Robert A. Howard, of counsel for the petitioner.

83. The Ohio Oil Company, Plff in Error, vs. The State of Indiana, use of Madison County.

84. The Ohio Oil Company, Plff in Error, vs. The State of Indiana.

85. The Ohio Oil Company, Plff in Error, vs. The State of Indiana, use of Madison County.

The argument of these cases was commenced by Mr. M. F. Elliott, of counsel for the plaintiff in error, and continued by Mr. C. C. Shirley and Mr. H. L. Taylor, of counsel for the defendants in error, and Mr. George Shirts, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until

Tuesday, December 19th. 1899.

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened;

On motion first made to the Court in this behalf by Mr. L. T. Michener it is ordered that Gilbert T. Little, Esquire, of Hilo, Hawaiian Islands, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. A. Ralston it is ordered that Gustave F. Merlens, Esquire, of Montgomery, State of Alabama, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by

Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and, he was sworn accordingly.

83. The Ohio Oil Company, vs. Plff in Error, The State of Indiana, use of Madison County.

84. The Ohio Oil Company vs. Plff in Error, The State of Indiana.

85. The Ohio Oil Company vs. Plff in Error, The State of Indiana, use of Madison County.

The argument of these causes was concluded by Mr. George Shirts, of counsel for the plaintiff in error.

87. The Baltimore & Potomac Railroad Company vs. Plff in Error, Charles Emmet Cumberland, by his next friend Charles J. Cumberland.

The argument of this cause was commenced by Mr. Frederic D. McKenney, of counsel for the plaintiff in error, continued by Mr. A. S. Worthington, of counsel for the defendant in error, and concluded by Mr. Wayne MacVeagh, of counsel for the plaintiff in error.

30. Sterling R. Holt et al., Appellants,
vs.
The Indiana Manufacturing Co.

The argument of this cause was commenced by Mr. W. L. Taylor, of counsel for the appellants.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that John E. Conley, Esquire, of Providence, State of Rhode Island, and William Reed Bigelow, Esquire, of Boston, State of Massachusetts, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. John M. Thurston it is ordered that Lawrence Greer, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this

On motion first made to the Court in this behalf by Mr. Marion De Vries it is ordered that Alexander P. Vogelsang, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

1894.

Fred. Bardes, Trustee &c., Complainant,
vs.
The First National Bank of Hawarden, Iowa, et al.

This cause was submitted to the consideration of the Court, pursuant to the 20th rule, on the record and printed arguments by Mr. C. A. Brandenburg, of Counsel for the complainant, and Mr. William Milchrist, of Counsel for the defendants.

30.

Sterling R. Holt et al.,
vs.
The Indiana Manufacturing Co.

The argument of this cause on the question of the jurisdiction of the Circuit Court was continued by Mr. W. L. Taylor, of Counsel for the appellants, and Mr. Chester Bradford, of Counsel for the appellee, and concluded by Mr. J. K. Richards, of Counsel for the appellants, and leave was granted Counsel for the appellee to file a brief within ten days on the question of jurisdiction.

88. The Baltimore & Ohio South-western Railway Co., Plff in Error
vs.
William Voight

The argument of this cause was commenced by Mr. Edward Colston, of Counsel for the plaintiff in error, and continued by Mr. C. M. Cist, of Counsel for the defendant in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Thursday, December 21st. 1899.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Joseph W. Bailey it is ordered that Roland Cranyle, Esquire, of Buffalo, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. S. Burdett it is ordered that Charles W. Beale, Esquire, of Wallace, State of Idaho, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

88. The Baltimore & Ohio Southwestern Railway Co., Plff in Error, vs. William Voight. — The argument of this cause was continued by Mr. C. M. Cist, of counsel for the defendant in error, and concluded by Mr. Edward Colston, of counsel for the plaintiff in error, and leave was granted counsel for the plaintiff in error to file an additional brief within five days.

89. The Hanover National Bank, Plff in Error, vs. Jonathan H. Freeman. — This cause was argued by Mr. William Reed, Jr., of counsel for the plaintiff in error, and Mr. Walter D. Angell, of counsel, for the defendant in error.

91. The Saranac Land & Timber Co., Plff in Error, vs. James A. Roberts, Comptroller of the State of New York. — The argument of this cause was commenced by Mr. Frank E. Smith, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, December 9th, 1899.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna, Associate Justices.
John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

On motion first made to the Court in this behalf by Mr. Duane E. Fox it is ordered that Delos B. Mellen, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

50. S. Endicott Peabody, Appellant, vs. The United States. Appeal from the Court of Private Land Claims.

This cause came on to be heard on the transcript of the record from the Court of Private Land Claims, and was argued by Counsel. On consideration whereof it is now here ordered and adjudged by

decreed by this Court that the decree of the said Court of Private Land Claims in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Peckham.

14. J. Francisco Chavez, Appellant, vs. The United States. Appeal from the Court of Private Land Claims.

This cause came on to be heard on the transcript of the record from the Court of Private Land Claims, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Private Land Claims in this cause be, and the same is hereby affirmed.

Per Mr. Justice Peckham.

351. Edward Clifford (on petition of John Woods), Appellant, vs. Carl A. Ruempler, Sheriff of Hudson County, New Jersey. Appeal from the Circuit Court of the United States for the District of New Jersey.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of New Jersey, and on motions to dismiss or affirm which were argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this

in this cause be, and the same is hereby, affirmed with costs.

(per Mr. Chief Justice Fuller.

351. Edward Clifford (on petition of John Woods), Appellant; vs. Carl A. Riemppler, Sheriff &c. It is ordered by the Court that the Clerk issue the mandate in this cause at once.

(per Mr. Chief Justice Fuller.

444. N. M. Bedford and Lou M. Bedford, his wife, vs. The Eastern Building & Loan Association. On consideration of the petition for a writ of certiorari herein to bring up the entire record, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

(per Mr. Chief Justice Fuller.

460. British American Assurance Company of Toronto, Canada, vs. James F. McElroy — Petitioner. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of cer-

Appeals for the Ninth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

Edward Hain, Claimant of the British Steamship "Prefasis",
vs. Petitioner,
Samuel E. Weltus et al.
473

On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

Fred Barker, Trustee of the estate of Frank P. Walker, bankrupt,
vs. Complainant,
The First National Bank of Hawarden, Iowa, et al.
429

On a certificate from the District Court of the United States for the Northern District of Iowa.

This cause came on to be heard on a certificate

Northern District of Iowa, and was argued by Counsel. On consideration whereof, It is now here ordered by this Court that said certificate be, and the same is hereby, dismissed.

Per Mr. Chief Justice Fuller.

332. P. May & Company vs. Riff in Error, The City of New Orleans. Mr. Delos C. Miller, of Counsel for the plaintiff in error, submitted to the consideration of the Court a motion to advance this Cause.

94. The Saranac Land & Timber Company, vs. Riff in Error, James A. Roberts, Comptroller of the State of New York. The argument of this cause was continued by Mr. Frank E. Smith, of Counsel for the plaintiff in error, Mr. T. E. Hancock, of Counsel for the defendant in error, and concluded by Mr. Frank E. Smith, of Counsel for the plaintiff in error.

95. The Florida Central & Peninsular Railroad Co. vs. Riff in Error, William J. Bell et al. This cause was argued by Mr. J. C. Cooper, of Counsel, for the plaintiff in error, and submitted on a printed argument by Mr. H. Bisbee, of Counsel for the defendants in error.

Proclamation being made the Court is adjourned until

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Charles M. Walker, Esquire, of Chicago, State of Illinois, and Arthur C. Rounds and Charles E. Hughes, Esquires, of New York City, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. James E. Boyd it is ordered that Kenneth M. Jackson, Esquire, of Silva, Mass., be admitted to practice as an attorney and counsellor of this

On motion first made to the Court in this behalf by Mr. C. A. Culberson it is ordered Frank Andrews, Esquire, of Houston, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. A. Ralston it is ordered that C. A. Wilson, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. K. Redington it is ordered that Thomas J. Davis, Esquire, of Duluth, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that Clement D. Rinehart, Esquire, of Jacksonville, State of Florida, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that Frank L. Williams, Esquire, of Washington, District of,

and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that Jesse H. Boyce, Esquire, of Sioux Falls, State of South Dakota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. A. Pradt it is ordered that John Brennan, Esquire, of West Superior, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Maury it is ordered that William Owen Smith, Esquire, of Honolulu, Hawaiian Islands, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. E. Payson it is ordered that Henry Clay Dillon, Esquire, of Los Angeles, State of California be admitted to practice as an attorney and counsellor of this Court and he was sworn according

Mr. T. S. Smith it is ordered that William Bryan Houston, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. A. Culberson it is ordered that Sanders B. Cox, Esquire, of Sherman, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

46. The Louisville & Nashville Railroad Company et al., vs. Henry W. Belcher, Appellants, Appeal from the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of South Carolina, with directions to modify its decree adjudging that the order of the Commission be set aside with costs by providing that the dismissal be without prejudice to the right of

in interest to apply to the Commission to be substituted in the original proceeding before the Commission in the stead of the deceased petitioner, and that upon such substitution the Commission should proceed, upon the evidence already introduced before it or upon such evidence and any additional evidence which it might allow to be introduced, to hear and determine the matter of controversy in conformity to law. It is further ordered that this decree be entered nunc pro tunc as of April 18th, 1899.

Per Mr Justice White.

54. William N. Blackburn, Plff in Error, vs. The Portland Gold Mining Company & W. S. Stratton. In Error to the Circuit Court of the United States for the District of Colorado.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Colorado, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr Justice Shiras

Dissenting:

Mr Justice McKenna.

(Mr Justice Brown did not sit in this case.)

59. The United States, Appellant, vs. John R. Gleason and George W. Gosnell. Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, reversed. And that this cause be, and the same is hereby, remanded to the said Court of Claims with directions to enter judgment in conformity with the opinion of this Court.

Per Mr. Justice Shiras.

Dissenting:
Mr. Justice Harlan,
Mr. Justice Brown and
Mr. Justice White.

69. The Canada Sugar Refining Company, Limited, Petitioner, vs. The Insurance Company of North America. On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued

here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby reversed with costs, and the decree of the District Court of the United States for the Southern District of New York be, and the same is hereby, affirmed. And that this cause be, and the same is hereby remanded to the said District Court.

Per Mr. Justice Brown.

70. The Telluride Power Transmission Company and L. L. Nunn, Plaintiffs in Error, vs. The Rio Grande Western Railway Company. In Error to the Supreme Court of the State of Utah.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Utah, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice Brown.

61 The Northern Pacific Railroad Company, Plff in Error, vs. Maria Amacker, Jno. J. Amacker, her husband, G. S. Howell et al. In Error to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Montana.

Per Mr. Justice Brewer

395. The Spanish Smack "Paquete Habana", Juan Pasos, Claimant, Appellant, vs. The United States. Appeal from the District Court of the United States for the Southern District of Florida.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Florida, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, re-

hereby, remanded to the said District Court with directions to enter a decree that the proceeds of the sale of the vessel, together with the proceeds of any sale of her cargo, be restored to the claimant, with damages and costs.

Per Mr. Justice Gray.

Dissenting:
Mr. Chief Justice Fuller,
Mr. Justice Harlan, and
Mr. Justice McKenna.

396. The Spanish Schooner "Lola", Tomas Betancourt, Claimant, Appellant, vs. The United States. Appeal from the District Court of the United States for the Southern District of Florida.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Florida, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court with directions to enter a decree that the proceeds of the sale of the vessel, together with the proceeds of any sale of her cargo, be restored to the claimant, with damages and costs.

Per Mr. Justice Gray.

Dissenting:
Mr. Chief Justice Fuller

1.	The United States, Appellant, vs. The Oregon & California Railroad Company, John A. Hurlburt and Thomas L. Evans.	Appeal from the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Oregon.

Per Mr. Justice Harlan.

(Mr. Justice McKenna did not participate in the decision of this case.)

93.	John D. Wilcox, Appellant, vs. The Eastern Oregon Land Company.	Appeal from the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court

of Appeals in this cause be, and the same is hereby, affirmed with costs and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Oregon.

(per Mr. Justice Harlan.)

(Mr. Justice McKenna did not participate in the decision of this case.)

24. E. J. Messinger, vs. The Eastern Oregon Land Company. Appellant, Appeal from the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Oregon.

(per Mr. Justice Harlan.)

(Mr. Justice McKenna did not participate in the decision of this case.)

1166. C. G. Blake, and Rogers, Brown & Company, Plffs in Error, v. Calvin M. McClung, William P. Smith, William B. Kinney et al. In Error to the Supreme Court of the State of Tennessee.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Tennessee, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby reversed with costs; And that this cause be, and the same is hereby remanded to the said Supreme Court for such further proceedings as may be consistent herewith the opinion of this Court.

Per Mr. Justice Harlan.

The Keokuk & Hamilton Bridge Company, Plff in Error, v. The People of the State of Illinois. In Error to the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby affirmed with costs. Per Mr. Justice Gray.

Henry F. Whitcomb and Howard Morris, as Receivers of The Wisconsin Central Company,
150. Plff in Error, vs. John A. Smithson, } In Error to the Supreme Court of the State of Minnesota.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and on motions to dismiss or affirm which were argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

F. May & Company, Plff in Error.
332. vs. The City of New Orleans. } On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, March 5th next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

May Hays, Appellant,
19. vs. The United States. } Mr. Solicitor General Richards submitted to the consideration of

Leave to withdraw an original exhibit used herein.

481. The East Tennessee, Virginia & Georgia Railway Co., et al., Appellants, vs. The Interstate Commerce Commission. Mr. Solicitor General Richards submitted to the consideration of the Court a motion to advance this cause.

370. John T. Boske, Sheriff &c., Appellant, vs. David N. Comingore. This cause was submitted to the consideration of the Court, pursuant to the 20th rule, on the record and printed arguments by Mr. John G. Carlisle, Mr. A. M. Winslow and Mr. W. S. Taylor, of counsel for the appellant, and Mr. Assistant Attorney General Boyd, of counsel for the appellee, and leave was granted counsel for the appellant to file a brief in reply within fifteen days.

760. The Pittsburgh & Lake Angeline Iron Company, Plff in Error, vs. The Cleveland Iron Mining Company et al. The motions to dismiss in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. A. C. Austin

Mr. F. O. Clark and Mr. Alfred Russell, in opposition thereto.

5, Original. The State of Minnesota, Complainant, vs. Ethan Allen Hitchcock, Secretary of the Interior, et al.

On motion of Mr. Assistant Attorney General Van Devanter, of counsel for the defendants, leave is hereby granted to file a stipulation of counsel that the time for the defendants to plead, answer, or demur herein be extended to Monday, April 2d next.

5, Original. The State of Minnesota, Complainant, vs. Ethan Allen Hitchcock, Secretary of the Interior, et al.

On motion of Mr. Assistant Attorney General Van Devanter, of counsel for the defendants, and in pursuance of a stipulation of counsel, It is now here ordered by the Court that the defendants have until and including Monday, April 2d next within which to plead, answer, or demur to the bill of complaint herein.

485. The Farmers Loan & Trust Co., Petitioner vs. W. A. Whitehead et al.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Herbert B. Turner, Mr. E. O. Wolcott and

Mr. John F. Shafroth, in opposition thereto.

308. Mary Louise Kenaday, Executrix &c., vs. Offin Boot and Shoe Co. et al. Arabella D. Sinnott et al. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. F. P. B. Sands and Mr. W. A. Milliken, in support of the same, and Mr. William Henry Dennis, in opposition thereto.

484. Turret Steam Shipping Co., Limited, Petitioner vs. A. G. Hall et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. J. Parker Kirlin, in support of the same, and Mr. Charles Theodore Russell, in opposition thereto.

440. Abner D. Bowen, Petitioner vs. The Needles National Bank et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Charles E. Hughes and Mr. Walter S. Carter, in support of the same, and Mr. Henry C. Dillon, in opposition thereto.

458. George T. Murdock, Executor &c., Plff in Error, vs. John G. Ward, U.S. Collector &c., Deft in Error.

459. George A. Sherman, Plff in Error, vs. The United States.

On motion of Mr. Frederic D. McKenney, leave is hereby granted counsel for interested parties to file printed briefs herein within one week and leave is also granted the Solicitor General to file a reply thereto within two weeks thereafter.

198 of Oct. T. 1897. William H. Hubbell, Appellant, vs. The United States.

Mr. Frederic D. McKenney, of counsel for the appellant, submitted to the consideration of the Court a motion to restore this cause to the docket to be heard with Case No. 96 on the present docket.

29. La Abra Silver Mining Co., Appellant, vs. The United States.

On motion of Mr. Crammond Kennedy, of counsel for the appellant,

It is ordered by the Court that the mandate in this cause be stayed for thirty days.

158. Henry L. Mitchell, Governor, et al., Appellants vs. Charles M. Furman, Admr., et al.

The motions to dismiss or affirm in this cause were

record and printed arguments by Mr. C. D. Rinehart, Mr. A. Bibbe and Mr. F. P. Fleming, in support of the same, and Mr. W. W. Dewhurst, in opposition thereto.

279. William C. Glass, Plff in Error, vs. The Police Jury of the Parish of Concordia. This cause was submitted to the consideration of the Court, pursuant to the 20th rule, on the record and printed arguments by Mr. J. D. Rouse and Mr. William Grant, of counsel for the plaintiff in error, and Mr. E. A. Surrar, Mr. B. F. Jonas, and Mr. E. B. Kruttschnitt, of counsel for the defendant in error.

437. The Chicago & Eastern Illinois Railroad Company, Plff in Error, vs. The State of Indiana ex rel. William A. Ketcham, Attorney General. In Error to the Supreme Court of the State of Indiana.

It appearing to the Court that a stipulation of counsel for the respective parties to dismiss the writ of error in this cause has been filed, It is therefore, in pursuance of said stipulation, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Fuller.

99. Helen Douglass, Appellant, vs. Lewis H. Douglass, Rosella D. Sprague, Charles R. Douglass and Robert Douglass. Appeal from the Court of Appeals of the District of Columbia.

This cause having been called for hearing in its regular order, and a stipulation to dismiss this cause having been filed, Therefore, in pursuance of said stipulation, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

443. George Webster, Appellant, vs. R. D. Speer, Sheriff of Spokane County, State of Washington, and The State of Washington. Appeal from the Circuit Court of the United States for the District of Washington.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

47. Waters-Pierce Oil Co., Plff in Error
vs.
The State of Texas.

On motion of Mr. George Clark, of Counsel for the plaintiff in error, It is ordered by the Court that one hour additional time be allowed Counsel for the plaintiff in error for the argument of this Cause.

47. Waters-Pierce Oil Co., Plff in Error,
vs.
The State of Texas.

The argument of this Cause was Commenced by Mr. George Clark, of Counsel for the plaintiff in error, and continued by Mr. J. A. Johnson, of Counsel for the plaintiff in error, and Mr. T. S. Smith, of Counsel for the defendant in error.)

Proclamation being made the Court is adjourned until Tomorrow at twelve o'clock.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown, Associate
George Shiras, Jr., Justices
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Walstein P. Donchin, Esquire, of Glen Ridge, State of New Jersey, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. P. B. Turley it is ordered that John J. Vertrees, Esquire, of Nashville, State of Tennessee, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Mr. O. D. Barrell it is ordered that Edward J. Niles, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in his behalf by Mr. Thomas H. Clark it is ordered that Lee Cowart, Esquire, of Birmingham, State of Alabama, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

1884. Harry Skinner, Executor &c., vs. Reiff in Error, David S. Coles, Comptroller &c. Mr. H. V. Rowe of Counsel for the plaintiff in error, submitted to the consideration of the Court a motion to advance this cause.

Ex parte In the matter of A. J. Daggs et al, Petitioners. Mr. A. J. Daggs submitted to the consideration of the Court a motion for leave to file a petition for a writ of mandamus herein.

97. Waters-Pierce Oil Co., vs. Reiff in Error, The State of Texas. The argument of this cause was continued by Mr. J. D. Johnson, of Counsel for the plaintiff in error and Mr. T. S. Smith

defendant in error, and concluded by Mr. John L. Johnson, of counsel for the plaintiff in error.

96. William Wheeler Hubbell, Appellant, vs. The United States. The argument of this cause was commenced by Mr. Frederic D. McKenney, of counsel for the appellant, and continued by Mr. C. C. Binney, of counsel, for the appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, January 10, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf, by Mr. John F. Nagle it is ordered that J. H. M. Stewart, Esquire, of Ashland, State of Kentucky, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

103. Josephine A. Throckmorton et al., Plffs in Error, vs. Washington D. Holt et al. On motion of Mr. Calderon Carlisle, of counsel for the plaintiffs in error, It is ordered by the Court that this cause be, and the same is hereby passed, subject to the provisions of section 9 of Rule 26.

96. William Wheeler Hubbell, Appellant
vs.
The United States.

The argument of this cause was continued by Mr. A. C. Binney, of Counsel for the appellee, and concluded by Mr. George D. Bontwell, of Counsel for the appellant.

113. of Ct. T. 1898. Thomas M. Adams Ad. Admr. &c. Petitioners,
vs.
Benjamin R. Cowen et al., Trustees.

The reargument of this cause was commenced by Mr. Lawrence Maxwell, Jr., of Counsel for the petitioners, and continued by Mr. J. J. Gladden, of Counsel for the respondents.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, January 11th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

113 of Oct. T. 1898. Thomas M. Adams et al, Admrs &c., vs. Petitioners, Benjamin K. Cowen et al, Trustees. The re-argument of this cause was continued by Mr. Judson Harmon, of counsel for the respondents, and concluded by Mr. Lawrence Maxwell, Jr., of counsel for the petitioners.

192. The Steamship "Benito Estenger" &c., vs. Appellant, The United States. The argument of this cause was commenced by Mr. Harrington Putnam, of counsel for the appellant, and continued by Mr. Assistant Attorney General Hoyt, of counsel for the appellee.

Friday, January 19th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal,
James A. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. D. K. Watson it is ordered that John A. Riddle, Esquire, of Cambridge, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. E. Doan it is ordered that John F. Wilson, Esquire, of Prescott, Territory of Arizona, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by,

Esquire, of Pauls Valley, Indian Territory, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

172. The Steamship "Benito Estenger" &c., vs. The United States. Appellant, The argument of this cause was continued by Mr. Assistant Attorney General Hoyt, of Counsel for the appellee, and concluded by Mr. Harrington Putnam, of Counsel, for the appellant.

243. The United States, vs. Kleinwort, Sons & Co, Claimants. Appellant, The argument of this cause was commenced by Mr. James H. Hayden, of Counsel for the captors, continued by Mr. Wilhelmus Mynderse, of Counsel for the appellees, and concluded by Mr. Assistant Attorney General Hoyt, of Counsel for the appellant.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, January 15th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Frederick Lee Mansfield, Esquire, of Athens, State of Tennessee, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. E. Payson it is ordered that Arthur St. John Newberry, Esquire, of Cleveland, State of Ohio, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank S. Bright it is ordered that Timothy J. Fell, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

James A. Farquhar, Owner and Claimant of the Steamship "Newfoundland," and David Robertson & Company, Owners of the Cargo of said Steamship,

vs. Appellants,

The United States.

Appeal from the District Court of the United States for the District of South Carolina.

156.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of South Carolina, and was argued by Counsel. On consideration whereof, it is now here ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court with directions to enter a decree restoring the vessel and cargo, or if they have been sold, the proceeds of the sale, but without damages or costs.

Per Mr. Justice McKenna.

S. H. H. Clark, Oliver H. Mink, E. Ellery Anderson, J. W. Doane, and F. R. Coudert, as Receivers of The Union Pacific Railway Company, vs. Plffs in Error, The City of Kansas City, Missouri

In Error to the Supreme Court of the State of Kansas

768.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Kansas, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

Henry Bolln, Plff in Error, vs. The State of Nebraska

In Error to the Supreme Court of the State of Nebraska

393.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Nebraska, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brown.

Dissenting:

171. The City of New Orleans, Petitioner, vs. John G. Warner. It is ordered by the Court that the decree entered herein by this Court on November 13, 1899, be, and the same is hereby, vacated, and set aside.

Per Mr. Justice Brown.

172. The City of New Orleans, Petitioner, vs. John G. Warner. On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Louisiana with a direction to comply with the decree of the Circuit Court of Appeals. It is further ordered that this decree be entered nunc pro tunc as of March 13, 1899.

Per Mr. Justice Brown.

44. Lindsay and Phelps Company vs. Mullen and The State of Minnesota. Appeal from the Circuit Court of the United States for the District of Minnesota.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Minnesota, and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brown.

Dissenting:
Mr. Justice Peckham,
Mr. Justice Harlan,
Mr. Justice Brown and
Mr. Justice White.

30. Sterling R. Holt, Joel A. Baker, Thomas Taggart, George Holt, William A. Bell and Charles A. Stuckmeyer vs. The Indiana Manufacturing Company. Appellants, Appeal from the Circuit Court of the United States for the District of Indiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States

sel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court with a direction to dismiss the bill.

Per Mr. Chief Justice Fuller.

237. William J. Cruickshank, Montague Hope Rowe Harris, Russell Bleeme, Mark Baggalley, vs. Appellants, George R. Bidwell, Collector of Customs for the Port of New York.

Appeal from the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

6, Original. The State of Louisiana, Complainant, v. The State of Texas, Joseph D. Sayers, Governor, and William F. Blunt, Health Officer of the State of Texas.

This cause came on to be heard on the bill of complaint and the demurrer of the defendants thereto, and was argued by Counsel. On Consideration whereof, It is now here ordered, adjudged, and decreed by this Court that said demurrer be, and the same is hereby, sustained, and that the bill of complaint herein be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

325. The New York Life Insurance Company, Petitioner, v. Frank E. Dingley, Administrator of Walter F. Dingley, deceased. On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

1163. The Mechanics Savings Bank, vs. The Fidelity Insurance, Trust & Safe Deposit Company, Administrator of John G. Reading, deceased. Petitioner. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

14. May Hays, vs. The United States. Appellant. On consideration of the motion for leave to withdraw an original exhibit used herein, It is now here ordered by the Court that said motion be, and the same is hereby, denied, without prejudice.

Per Mr. Chief Justice Fuller.

158. Henry L. Mitchell, Governor, et al., vs. Charles M. Furman, Admr, et al. Appellants, It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

160. The Pittsburgh & Lake Angeline Iron Company, vs. The Cleveland Iron Mining Co., et al. Aff'd in Error. It is ordered by the Court that the further consideration of the motions to dismiss in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

305. Mary Louise Kenaday, Executrix &c., vs. Arabella D. Sinnott et al. Aff'd in Error and Appl. It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

440. Abner D. Bowen, Petitioner, vs. The Needles National Bank et al. On petition for writ of Certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of Certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby,

The East Tennessee, Virginia & Georgia Railway Co., et al.,
v. Appellants,
The Interstate Commerce Commission.
481. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, February 26th next, after the cause heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

Turret Steam Shipping Company, Limited, Claimant &c.,
v. Petitioner,
A. G. Hall et al.
484. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

The Farmers Loan & Trust Company,
v. Petitioner,
W. N. Whitehead et al.
485. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for

thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

489. Harry Plummer, Executor &c., Plff in Error, vs. Bird S. Coler, Comptroller &c. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, February 26th next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of A. J. Daggs et al., Petitioners. It is ordered by the Court that notice of the motion for leave to file the petition for a writ of mandamus herein be served on Counsel for the appellee in case No. 138 on the docket for the present term.

Per Mr. Chief Justice Fuller.

360. Charles F. Champion, Appellant vs. John C. Ames, U.S. Marshal. Mr. Solicitor General Richards, of counsel for the appellee, submitted to the con-

Cause.

176. Edward B. Foster, Appellant, vs. Howard P. Wells. The motion that Counsel for J. D. M. Strouse be allowed to file printed brief and make oral argument herein was submitted to the consideration of the Court by Mr. H. A. Barber, in support of the same, and Mr. H. H. Lyles and Mr. Arthur St. John Newberry, in opposition thereto.

239. Nancy B. Hargrove et al., Appellants, vs. The Cherokee Nation. Appeal from the United States Court in the Indian Territory.

This cause having been called to the attention of the Court by Mr. Heber J. May, of Counsel for the appellants, and he having moved the Court to dismiss this appeal, Therefore, in pursuance of said motion, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

240. Thomas L. Clinkenbeard et al., Appellants, vs. The Cherokee Nation. Appeal from the United States Court in the Indian Territory.

This cause having been called to the attention of the Court by Mr. Heber J. May, of Counsel for the appel-

this appeal, Therefore, in pursuance of said Motion, It is now here ordered, adjudged, and decreed, by this Court that this appeal be, and the same, is hereby, dismissed with costs.

per Mr. Chief Justice Fuller.

H94. The McCord Lumber Co, etal, Petitioners, vs. Frank L. Boyle. The petition for a writ of Certiorari herein was submitted to the Consideration of the Court on printed arguments by Mr. A. L. Sanborn, in support of the same, and Mr. Thomas J. Davis, in opposition thereto.

H80. Clarence Murphy, Plaintiff in Error, vs. The Commonwealth of Massachusetts. Mr. Frederic D. McKinney, in behalf of Counsel, submitted to the Consideration of the Court a motion to advance this cause.

243. The United States, Appellant vs. Klimwork Sons & Co. On motion of Mr. Assistant Attorney General Hoyt, of Counsel for the appellant leave is hereby granted granted him to file a supplemental Brief herein.

107. E. T. Black, Appellant, vs. On motion of Mr. Fred. Beall, of Counsel for the.

by the Court that this cause be, and the same is, hereby, passed to be argued with case No. 1133, as one case.

1135. Charles L. Benedict, Appellant, vs. The United States.

This cause was argued by Mr. R. D. Benedict, of counsel for the appellant, and Mr. Assistant Attorney General Pradt, of counsel for the appellee.

1134. The Adirondack Railway Co., Plff in Error, vs. The People of the State of New York.

The argument of this cause was commenced by Mr. R. Burnham Moffat, of counsel for the plaintiff in error, and continued by Mr. Edward Winslow Paige, of counsel for the defendants in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Edward Winslow Paige it is ordered that Theodore Frelinghuysen Haskell, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. P. H. Busbee it is ordered that Robert D. Gilmer, Esquire, of Waynesville, State of North Carolina, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Mr. Z. P. Linson it is ordered that H. K. Cowden, Esquire, of Huntington, State of West Virginia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

1234. The Adirondack Railway Co, Plff in Error, vs. The People of the State of New York. The argument of this cause was continued by Mr. Edward Winslow Paige, of counsel, for the defendants in error, and concluded by Mr. R. Burnham Moffat, of counsel for the plaintiff in error.

138. A. J. Duggs and R. E. Duggs, Appellants, vs. The Phoenix National Bank. It is ordered by the Court that the order assigning this cause for argument be, and the same is hereby, vacated and set aside and the cause restored to its place on the docket.

100. Felix Jellenik et al., Appellants, vs. The Huron Copper Mining Co. et al. This cause was argued by Mr. F. O. Clark, of counsel for the appellants, and submitted on a printed argument by Mr. P. L. Chadbourne, of Counsel for the appellees.

101. Stanton Warburton vs. Plff in Error. Malilda B. White et al. This cause was argued by Mr. Stanton Warburton, in propria persona, and Mr. Charles S. Fogg of Counsel for the defendants in error, and leave was granted Counsel for the defendants in error to file an additional brief within ten days.

102. Fred. Stearns, County Auditor &c, vs. Plff in Error. The State of Minnesota on the relation of James N. Mann. On motion of Mr. W. B. Hornblower, of Counsel for the plaintiff in error, It is ordered by the Court that three hours be allowed Counsel on each side and that three Counsel be allowed to be heard on the argument of this cause.

102. Fred. Stearns, County Auditor &c, vs. Plff in Error. The State of Minnesota on the relation of James N. Mann. The argument of this cause was commenced by Mr. C. W. Bunn, of Counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Wednesday, January 17th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
George Shiras, Jr.,
Edward D. White.
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. D. A. De Armond it is ordered that Edward C. Crow, Esquire, of Jefferson City, and B. Schnurmacker, Esquire, of St. Louis, State of Missouri, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Lindsay it is ordered that Samuel M. Burdett, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf

Mr. Moses E. Clapp it is ordered that George H. Sullivan, Esquire, of Stillwater, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

111. The Township of Garfield, Finney County, Kansas, and The Board of County Commissioners of Finney County, Kansas, vs. C. A. Potter & Co

In Error to and Appeal from the Circuit Court of the United States for the District of Kansas

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that the writ of error in this cause and this appeal be, and the same are hereby, dismissed with costs.

Per Mr. Chief Justice Fuller

116. Ravaud K. Hawley and Russell A. Alger, vs. L. Edgar Dillon,

Appellants

Appeal from the United States Circuit Court of Appeals for the Ninth Circuit

This cause having been called for hearing in its

the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby dismissed with costs.

Per Mr. Chief Justice Fuller.

197. The Board of Supervisors of Presque Isle County, Plff in Error, vs. William J. Ashley. In Error to the Circuit Court of the United States for the Eastern District of Michigan.

It appearing to the Court that a stipulation of counsel for the respective parties to dismiss the writ of error in this cause has been filed, Therefore, in pursuance of said stipulation, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Fuller.

197. The Board of Supervisors of Presque Isle County, Plff in Error, vs. William J. Ashley. It is ordered by the Court that leave be, and the same is hereby, granted the Clerk to issue the mandate in this cause.

The State of Missouri, Complainant, vs. The State of Illinois et al. Mr. Edward C. Crow, of counsel for the complainant, ...

mitted to the consideration of the Court a motion for leave to file a bill of complaint herein.)

The State of Missouri, Complainant, vs. The State of Nebraska, Defendant. Mr. Edward C. Crow, of counsel for the complainant, submitted to the consideration of the Court a motion for leave to file a petition herein.

102. Fred. Stearns, County Auditor, Plff in Error, vs. The State of Minnesota on the relation of James N. Mann, Deft in Error. The argument of this cause was continued by Mr. C. W. Bunn and Mr. Julien T. Davies, of counsel for the plaintiff in error, and Mr. A. W. Childs, Mr. W. B. Douglas, and Mr. A. Y. Merrill, of counsel for the defendant in error, and Mr. W. B. Hornblower, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, January 18th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna, Associate Justices.
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that Julius Kahn, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas N. Clark it is ordered that Robert E. Steiner, Esquire, of Montgomery, State of Alabama, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

102. Fred. Stearns, County Auditor &c, Plff in Error,
vs.
The State of Minnesota on the relation of James N. Mara

for the plaintiff in error.

The argument of this cause was concluded by Mr. H. B. Hornblower, of counsel

104. John E. Roller, Plff in Error,
vs.
Stephen Holly et al.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. N. S. Lindley and Mr. John E. Roller, of counsel for the plaintiff in error, and Mr. W. P. Jackson, Mr. H. W. Williams and Mr. Joe Peeples, defendants in error, in proprio persona.

105. C. P. Huntington, Special Receiver, Appellant,
vs.
N. K. Cowden, Admr &c, et al.

The argument of this cause was commenced by Mr. Maxwell Evarts, of counsel for the appellant, and continued by Mr. T. J. Vinson and Mr. Holmes Conrad, of counsel, for the appellees.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, January 19th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. C. W. Bunn it is ordered that John F. Stoddart, Esquire, of Columbus, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

105. C. P. Huntington, Special Receiver, Appellant, vs. W. K. Cowden, Admr, et al. Appellant.

The argument of this cause was concluded by Mr. Maxwell Evarts, of counsel for the appellant.

108. The Farmers Loan & Trust Co., Pltff in Error, vs. The Lake Street Elevated Railroad Company et al.

Reargument of this cause was commenced by Mr. J. J. Herrick of Counsel for the plaintiff in error, continued by Mr. Clarence A. Knight and Mr. P. A. Moran, of Counsel for the defendants in error, and concluded by Mr. William Burry, of Counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, January 22d. 1900.

Pursuant to adjournment the Court met this day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that George Welwood Murray, Esquire, of New York City, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Willis VanDevanter it is ordered that Ellsworth E. Lonabaugh, Esquire, of Sheridan, State of Wyoming, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. D. Springer it is ordered that F. Spiegelberg, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Harrington Putnam it is ordered that E. C. Henderson, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. N. Hough it is ordered that Alfred D. Frost, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James E. Boyd it is ordered that Charles Alston Cook, Esquire, of Warrenton, State of North Carolina, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

36. Chew Heong Sung & Company, Petitioners, vs. John H. Wise, Collector of Customs for the Port of San Francisco. On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs, and that the judgment of the Circuit Court of the United States for the Northern District of California be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court.

Per Mr. Justice Peckham

33. Harry W. Dickerman, Trustee of the Second National Bank of Rockford, Illinois, et al., Petitioners, vs. The Northern Trust Company and Ovid B. Jameson, Trustees. On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Northern District of Illinois.

The Chicago, Milwaukee & St. Paul Railway Company, Appellant, vs. William A. Pomplins, N. J. La Follette and Alexander Kirkpatrick, constituting The Board of Railroad Commissioners of the State of South Dakota, et al. — Appeal from the Circuit Court of the United States for the District of South Dakota.

131.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of South Dakota, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to refer the case to some competent master to report fully the facts, and to proceed upon such report as equity shall require.

Per Mr. Justice Brown.

Robert Rae, Jr., and Elizabeth Rae, his wife, vs. The Homestead Loan & Guaranty Company. — In Error to the Supreme Court of the State of Illinois.

761.

This cause came on to be heard on the transcript of

Illinois, and on motions to dismiss or affirm which were argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

176. Edward B. Wesley, Appellant, vs. Howard P. Felix. On consideration of the motion of Mr. W. A. Barber for leave to file a brief, and make oral argument herein on behalf of J. D. M. Shaw, It is now here ordered by the Court that leave be, and the same is hereby, granted Mr. Barber to file a brief herein as amicus curiae.

Per Mr. Chief Justice Fuller.

360. Charles F. Champion, Appellant, vs. John C. Ames, U.S. Marshal. On consideration of the motion to advance this cause,

It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, October 15th next.

Per Mr. Chief Justice Fuller.

480. Clarence Murphy, Plff in Error, vs. The Commonwealth of Massachusetts. On consideration of the motion to advance this cause,

It is now here ordered

by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, February 26th, next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

The McCord Lumber Company et al., Petitioners, vs. Frank L. Reyes. On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

H&H.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

The State of Missouri, Complainant, vs. The State of Illinois and The Sanitary District of Chicago. On consideration of the motion for leave to file a bill of complaint herein,

It is now here ordered by the Court that said motion be, and the same is hereby, granted, and that subpoenas, returnable on Monday, April 2d next be issued and served herein.

J. Original.

Per Mr. Chief Justice Fuller.

8, Original. The State of Missouri, Complainant, vs. The State of Nebraska, Defendant.

On consideration of the motion for leave to file a petition herein,

It is now here ordered by the Court that leave be, and the same is hereby, granted to file said petition as a bill in equity, and that subpoenas returnable on Monday, April 2d next be issued and served herein.

Per Mr. Chief Justice Fuller.

298. Rothschild & Brother, Appellants, vs. The United States.

Mr. Solicitor General Richards, of counsel for the appellee, submitted to the consideration of the Court a motion to advance this cause.

3/5. The Spanish Smack "Paquete Habana" &c., Appellant, vs. The United States.

3/6. The Spanish Schooner "Lola" &c., Appellant, vs. The United States.

Mr. Solicitor General Richards submitted to the consideration of the Court a motion to modify the decrees entered in these cases.

502. The Central Trust Co. of New York et al., Petitioners, vs. The Denver & Rio Grande Railroad Co.

The petition for a writ of certiorari herein was submitted

to the consideration of the Court by Mr. A. H. Joline, Mr. Henry L. Rogers, and Mr. Lucius M. Cuthbert, in support of the motion.

500. The Toledo, St. Louis & Kansas City Railroad Co., et al., vs. The Continental Trust Company of New York, Surviving Trustee, Petitioners

501. Dana A. Rose, vs. The Continental Trust Company of New York et al., Petitioner

The petitions for writs of certiorari and the motions for stay of proceedings and to dispense with the certification of the transcript of record of the Circuit Court of the United States for the Northern District of Ohio upon which these cases were heard in the Circuit Court of Appeals were submitted to the consideration of the Court by Mr. J. D. Springer, Mr. F. Spiegelberg, and Mr. John Ford, of counsel for the petitioners in case No. 500, and Mr. John S. Miller, of counsel for the petitioner in No. 501, in support of the same, and Mr. E. C. Henderson, Mr. Willard Parker Butler and Mr. Henry Crawford, in opposition thereof.

469. John Fitzpatrick, Plff in Error, vs. The United States.

On motion of Mr. A. G. Browne, in behalf of counsel for the plaintiff in error, leave is hereby granted to prosecute this cause in forma pauperis.

is hereby, advanced and assigned for argument on Monday, February 12th next, after the cases heretofore assigned for that day.

James A. Farquhar, Owner and Claimant of the Steamship "Newfoundland" et al.,
156. vs. Appellants,
The United States.

By consent of Counsel, It is ordered by the Court that the decree entered herein on January 15, 1900, be, and the same is hereby vacated and set aside.

(Per Mr. Justice McKenna.)

James A. Farquhar, Owner and Claimant of the Steamship "Newfoundland" and David Robertson & Company, Owners of the Cargo of said Steamship,
156a. vs. Appellants,
The United States.

Appeal from the District Court of the United States for the District of South Carolina.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of South Carolina, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby remanded to the said District Court with direction

to enter a decree restoring the vessel and cargo, or any sum which may have been deposited in lieu thereof, under stipulation for value or sale, but without damages or costs.

Per Mr. Justice McKenna.

311. P. J. Willis & Brother et al., Petitioners, vs. P. A. Rice et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Eugene Williams and Mr. George Clark, in support of the same, and Mr. John G. Winter, in opposition thereto.

936. S. Duffield Mitchell, Trustee of Joseph McD. Scott, doing business as J. McD. Scott & Company, vs. Kliff in Error, J. McD. Scott, Bankrupt. In Error to the District Court of the United States for the Western District of Pennsylvania.

It appearing to the Court that a motion by counsel for the plaintiff in error to dismiss the writ of error in this cause has been filed, Therefore, in pursuance of said motion, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby dismissed with costs.

Per Mr. Chief Justice Fuller.

156. James A. Farquhar, Owner &c., vs. Appellants, The United States. — On motion of Mr. Frederic D. McKenney, leave is hereby granted the Clerk to issue the mandate in this cause.

341. Antoinette Thormann, vs. Plff in Error, Andrew J. Frame et al. — The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. Charles P. Buck, Mr. D. S. Fuller, and Mr. P. E. Ryan, in support of the same, and Mr. William A. Maury and Mr. E. Howard McCaleb, in opposition thereto.

104. James Bristol, Executor &c., vs. Plff in Error, Washington County, Minnesota. — The argument of this cause was commenced by Mr. C. W. Bunn, of counsel, for the plaintiff in error, continued by Mr. Moses E. Clapp and Mr. George H. Sullivan, of counsel, for the defendant in error, and concluded by Mr. Emerson Hadley, of counsel for the plaintiff in error.

110. The County of Coconino, vs. Appellant, The County of Yavapai — This cause was argued by Mr. Edward M. Doe, of counsel for the appellant. No counsel appeared for the appellee.

12. The Mutual Life Insurance Company of New York, Petitioner vs. Nellie Phinney, Executrix. The argument of this cause was commenced by Mr. Julien T. Davies, of Counsel for the petitioner, and continued by Mr. Stanton Harburton, of Counsel for the respondent

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Tuesday, January 23d, 1900.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Julien T. Davies it is ordered that William C. Campbell, Esquire, of Prescott, Territory of Arizona, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. C. Krauthoff it is ordered that Granville W. Browning, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph H. Bailey it is ordered that William H.

Atwell, Esquire, of Dallas, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

96. William Wheeler Hubbell, Appellant, vs. The United States

On motion of Mr. William Wheeler, Hubbell, leave is hereby granted him to file a supplemental brief in this cause.

12. The Mutual Life Insurance Company of New York, Petitioner, vs. Nellie Phinney, Executrix &c.

The argument of this cause was continued by Mr. Julien T. Davies, of Counsel for the petitioner, and Mr. Stanton Warburton, of Counsel, for the respondent, and concluded by Mr. Julien T. Davies, of Counsel for the petitioner, and leave was granted Counsel to file additional briefs within one week.

113. Samuel Eastner, Jr., et al., Petitioners vs. W. H. Coffman, doing business as The Pocahontas Coke & Coal Co.

The argument of this cause was commenced by Mr. Arthur V. Briesen, of Counsel for the petitioners.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, January 24th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that William Beverly Winslow, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

113. Samuel Eastner, Jr., et al., Petitioners, vs. W. H. Coffman, doing business as The Pocahontas Coke & Coal Co.

The argument of this cause was continued by Mr. Arthur V. Briesen, of counsel for the petitioners, and Mr. E. B. Stocking, of counsel for the respondent, and concluded by Mr. F. C. Fish, of counsel for the petitioner.

111. The Illinois Central R.R. Co., Plff in Error,
vs.
The City of Chicago.

The argument of this Cause was commenced by Mr. William D. Guthrie, of counsel for the Plaintiff in error.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Thursday, January 25th, 1900.

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr,
Edward D. White
Rufus W. Peckham
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Robert A. Childs it is ordered that Howard M. Knapp, Esquire, of Joliet, State of Illinois, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

Ex parte In the matter of A. J. Daggs et al., Petitioners.

On motion of Mr. A. J. Daggs leave is hereby granted him to file an additional brief herein.

114. The Illinois Central R.R.Co., Plff in Error, vs. The City of Chicago. The argument of this cause was continued by Mr. William D. Guthrie, of counsel for the plaintiff in error, and concluded by Mr. Granville H. Browning, of counsel for the defendant in error.

117. Edward S. Dreyer, Appellant, vs. James Pease, Sheriff &c. 118. Robert Bergen, Appellant, vs. James Pease, Sheriff &c. These cases were submitted to the consideration of the Court on the records and printed arguments by Mr. Levy Mayer, of counsel for the appellants, and Mr. Charles S. Deneen, of counsel for the appellee.

119. D. P. Tarpey, Plff in Error, vs. Andrew Madsen. The argument of this cause was commenced by Mr. L. E. Payson, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, January 16th 1903.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

136. Chew King Leung & Co., Petitioners vs. John H. Wise, Collector &c. On motion of Mr. A. B. Browne, of counsel for the petitioners, leave is hereby granted the Clerk to issue the mandate in this cause.

162. S. R. Phelps, George E. Dodge Trustee, and Mary G. Van Horne vs. Plffs in Error. In Error to the Supreme Court of the State of Arkansas.
S. J. Johnson, as Administrator of Nelson G. Newill, deceased, et al.

It appearing to the Court that an authority of counsel

in this cause has been filed. Therefore, in pursuance of said authority, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed, with costs.

Per Mr. Chief Justice Fuller.

109. James Bristol, Executor &c., vs. Plff in Error, Washington County, Minnesota. On motion of Mr. C. W. Bunn of counsel for the plaintiff in error, leave is hereby granted him to file a supplemental brief in this cause.

119. D. P. Jarpey vs. Andrew Madsen. Plff in Error. The argument of this cause was continued by Mr. L. E. Payson, of counsel for the plaintiff in error, and Mr. B. Howell Jones, of counsel for the defendant in error, and concluded by Mr. L. E. Payson, of counsel for the plaintiff in error.

120. The Kittaning Coal Co., vs. Appellant, J. L. Zabriskie and Rufus Lyles, Executors &c. This cause was argued by Mr. J. B. Whit, of counsel for the appellant, and Mr. Henry Cross, of counsel for the appellees.

191. Andrew Doherty, Plff in Error, vs. The Northern Pacific Railway Company.

408. The United States, Appellant, vs. The Northern Pacific Railroad Company, et al.

The argument of these cases was commenced by Mr. C. W. Russell, of Counsel for the United States.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf, by Mr. J. B. Jenkins it is ordered that A. Delos Kneeland, Esquire, of Rome, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Springer it is ordered that Charles C. Gilbert, Esquire, of Chicago, State of Illinois, and Timothy E. Tarsney, Esquire, of Detroit, State of Michigan, be admitted to practice as attorneys and counsellors of this Court and they were sworn

On motion first made to the Court in this behalf, by Mr. Thomas H. Carter it is ordered that Milton D. Gunn and Newton W. McConnell, Esquires, of Helena, State of Montana, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf, by Mr. W. B. Heyburn it is ordered that L. A. Doherty, Esquire, of Spokane, State of Washington, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf, by Mr. Walter D. Davidge it is ordered that John B. Strasburger, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. Ross Perry it is ordered that Cipriano Andrade, Jr. Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Chapin Brown it is ordered that Robert L. Stanton, Esquire, of New York City, be admitted to

practice as an attorney and counsellor of this Court and he was sworn accordingly.

21. The United States, Appellant, vs. The Bellingham Bay Boom Company. — Appeal from the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals and the decree of the Circuit Court of the United States for the District of Washington, Northern Division, in this cause be, and the same are hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings to be had therein in accordance with the opinion of this Court.

Per Mr. Justice Peckham.

395. The Spanish Steamer "Paquete Habana", Juan Pisos, Claimant, Appellant, vs. The United States. — On consideration of the motion to modify the decree entered herein by this Court on January 8, 1900, and of the argument of counsel,

the same, and to secure the carrying out of that decree, and of the opinion delivered on the same day, according to their true meaning and intent.

It is now here ordered by the Court that said decree be, and the same is hereby, modified so as to direct that the damages to be allowed shall be compensatory only, and not punitive.

Per Mr. Justice Gray.

396. The Spanish Schooner "Lola", Tomas Belancourt, Claimant, Appellant, vs. The United States.

On consideration of the motion to modify the decree entered herein by this Court on January 8, 1900, and of the argument of Counsel thereupon had, as well in support of as against the same, and to secure the carrying out of that decree, and of the opinion delivered on the same day, according to their true meaning and intent,

It is now here ordered by the Court that said decree be, and the same is hereby, modified so as to direct that the damages to be allowed shall be compensatory only, and not punitive.

Per Mr. Justice Gray.

8. Southern Railway Company, Petitioner, vs. Carnegie Steel Company, Limited

Writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of

Appeals for the Fourth Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Virginia.

(per Mr. Justice Harlan, Dissenting; Mr. Justice White.

(Mr. Justice Brewer not having heard the argument in this case did not participate in the decision.)

92. The Lackawanna Iron and Coal Company et al., Petitioners, vs. The Farmers Loan & Trust Company et al. On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs, and that this cause be

Court of the United States for the Eastern District of Texas.

Per Mr. Justice Harlan.

The Chief Justice announced that the Court would adjourn on Monday next until Monday, February 4th next.

229. William C. Glass, Plff in Error, v. The Police Jury of the Parish of Concordia, } In Error to the Circuit Court of the United States for the Eastern District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of A. J. Daggs et al., Petitioners. On consideration of the motion for leave to file a petition for a writ of mandamus herein, and of the argument of counsel thereupon had, as well in support of as against the same,

It is now here ordered by the Court that said motion be, and the same is hereby denied.

298. Rothschild & Brother, Appellants, vs. The United States. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby denied, but the case will be taken on printed briefs on or before March 5th next, if counsel shall be so advised.

Per Mr. Chief Justice Fuller.

311. P. J. Willis & Brother and R. A. Oakes, Petitioners, vs. P. A. Rice et al. On petitions for a writ of Certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petitions for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petitions be, and the same are hereby denied.

Per Mr. Chief Justice Fuller.

500. The Toledo, St. Louis & Kansas City Railroad Company et al., Petitioners vs. The Continental Trust Company of New York, Surviving Trustee, et al. On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same. It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

501. Dana A. Rose, Petitioner, vs. The Continental Trust Co. of New York et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

502. The Central Trust Company of New York et al., Petitioners vs. The Denver & Rio Grande Railroad Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of

Counsel in support of the same. It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

110. The County of Cochise, Appellant, v. The County of Yavapai. Appeal from the Supreme Court of the Territory of Arizona.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Arizona, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, affirmed with Costs.

Per Mr. Chief Justice Fuller.

117. Edward S. Dreyer, Appellant, v. James Pease, Sheriff of Cook County, Illinois. Appeal from the Circuit Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the order of the said Circuit Court in this cause be, and the same is hereby, affirmed

118. Robert Berger, Appellant, vs. James Pease, Sheriff of Cook County, Illinois. Appeal from the Circuit Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the order of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

120. The Kittaning Coal Company, Appellant, vs. Jeremiah L. Fabrisius and Rulof Lyles, Executors of Henry Lyles, Jr., and James A. Lyles. Appeal from the Circuit Court of the United States for the Eastern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

350. John Bad Elk vs. Plff in Error The United States. On motion of Mr. Solicitor General Richards, It is ordered by the Court that this cause be, and the same is hereby, advanced and assigned for argument on Monday, February 26th next, after the cases heretofore assigned, for that day.

486. The Oregon Railroad & Navigation Company et al., vs. Petitioners Robert Balfour et al., The petition for a writ of certiorari herein was submitted to the Court by Mr. A. B. Browne, in consideration of, in support of, the same, and leave was granted counsel for the respondent to file brief in opposition thereto within thirty days.

133. G. M. Boyd, J. R. Allen et al., vs. Appellants. J. L. Sweet, County Treasurer, of Greer County, and L. W. Briggs, J. N. Reedy & W. B. Cook, as the Board of County Commissioners of Greer County. Appeal from the Supreme Court of Oklahoma Territory.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of

tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

173. The United States, Appellant, vs. Mrs. Gue Lim et al. This cause was submitted to the consideration of the Court on the record and a printed argument by Mr. Assistant Attorney General Hoyt, of counsel for the appellant. No counsel appeared for the appellees.

121. Andrew Doherty, Plff in Error, vs. The Northern Pacific Railway Company.

408. The United States, Appellant, vs. The Northern Pacific Railroad Company et al.

The argument of these cases was continued by Mr. C. W. Russell, of counsel for the United States, and Mr. J. D. Kerr and Mr. C. W. Bunn, of counsel for the Northern Pacific Railway Co., et al., and concluded by Mr. C. W. Russell, of counsel for the United States, and Case No. 121 was submitted to the consideration of the Court on behalf of the plaintiff in error by Mr. M. S. Bright, of counsel, on a printed argument.

174. Louise M. Matteson et al, vs. Iliff's in Error, William H. Dent, Receiver. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. E. S. Durrant, of Counsel for the plaintiffs in Error, and Mr. Frank B. Kellogg, of Counsel for the defendant in error.

176. Thomas H. Hyde vs. Iliff's in Error, Bishop Iron Company et al. The argument of this cause was commenced by Mr John Brennan of Counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, January 30th. 1900.

Pursuant to adjournment the Court met at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna, Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

138. A. J. Daggs and R. E. Daggs, -vs- Appellants, The Phoenix National Bank. This cause was submitted to the consideration of the Court on the record with leave to counsel for the appellants to file printed briefs on or before February 19th and to counsel for the appellee to file printed briefs on or before February 26th next.

Josephine Burnett, Henry Burnett and William W. Vaughan, Trustees under the will of Joseph Burnett, deceased,

140. vs. In Error to the Superior Court of the State of Massachusetts.

The Commonwealth of Massachusetts and Henry N. Sprague, Wilmot R. Evans and Nevins P. Walcott, who constitute The Metropolitan Water Board.

This cause having been called for hearing in its regular order, and a stipulation to dismiss this cause having been filed, Therefore, in pursuance of said stipulation, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Fuller.

Thomas N. Hyde

126. vs. In Error.

Bishop Iron Co. et al.

The argument of this cause was continued by Mr. John Brennan, of counsel for the plaintiff in error, Mr. J. K. Redington, of counsel for the defendants in error, Mr. John Brennan and Mr. C. A. Bradt, of counsel for the plaintiff in error, and concluded by Mr. J. K. Redington, of counsel for the defendants in error. Leave was granted counsel for the plaintiff in error to file an additional brief herein within

to file reply thereto within three days thereafter.

178. Frederick Weyerhaeuser et al., Plffs in Error, vs. The State of Minnesota, This cause was argued by Mr. George Welwood Murray, of counsel for the plaintiffs in error, and submitted on printed arguments by Mr. Moses E. Clapp, of counsel for the plaintiffs in error, and Mr. W. B. Douglas, of counsel for the defendant in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna, } Associate Justices.
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf, by Mr. Richard Delgray it is ordered that A. M. Jordan, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

503. Fred. Bandes, Trustee &c., Appellant, vs. The First National Bank of Hawarden, Iowa, et al.

On motion of Mr. C. A. Brandenburg, of counsel for the appellant, it is ordered by the Court that this cause be, and the same is hereby, advanced on

503. Fred. Bardes, Trustee &c, vs. Appellant, The First National Bank of Hawarden, Iowa, et al.

This cause was submitted to the consideration of the Court on the record, and the printed arguments heretofore filed in case No. 479, by Mr. C. A. Brandenburg, of Counsel for the appellant, and Mr. William Mitchell, of Counsel for the appellees.

144. Bessie Barnett, vs. Appellant, Joseph Barnett.

Appeal from the Supreme Court of the Territory of New Mexico.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the 6th rule of this Court, now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

130. The United States, vs. Appellant, The Pardhurst-Davis Mercantile Company et al.

This cause was submitted to the consideration of the Court on the record and a printed argument by Mr. Solicitor General Richards and Mr. F. E. Hutchins, of Counsel for the appellant. No brief was filed by Counsel for the appellees.

134. Guaranty Savings Bank, Plff in Error, vs. Albert Bladow et al., This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. S. B. Pinney, of counsel for the plaintiff in error, and Mr. W. A. Standish, of counsel for the defendants in error.

135. The Chicago, Rock Island & Pacific Railway Co. et al., Plffs in Error, vs. Lissa Martin, Admx &c. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. N. A. Low, Mr. W. S. Pierce, Mr. A. L. Williams, Mr. W. R. Kelly, Mr. W. F. Evans, and Mr. N. A. Loomis, of counsel for the plaintiffs in error, and Mr. A. A. Godard, of counsel, for the defendant in error.

136. The Crown Cork & Seal, Company of Baltimore City, Plff in Error, vs. John F. Parlett, City Collector. In Error to the Court of Appeals of the State of Maryland.

This cause having been called for hearing in its regular order and an authority of counsel for the plaintiff in error to dismiss this cause having been filed, Therefore, in pursuance of said authority, It is now here ordered and adjudged by this

the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

137. The Crown Cork & Seal, Company of Baltimore City, vs. The State of Maryland, } In Error to the Court of Appeals of the State of Maryland.

This cause having been called for hearing in its regular order, and an authority of counsel for the plaintiff in error to dismiss this cause having been filed. Therefore, in pursuance of said authority. It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

134. Oscar M. Springer, vs. Anders Jakobsen, Claimant &c. } Petitioner.

272. Anders Jakobsen, Claimant &c., vs. Oscar M. Springer et al. } Petitioner,

The argument of these cases was commenced by Mr. Richard De Gray, of counsel for Springer, continued by Mr. Wilhelmus Mynderse, of counsel for Jakobsen, and concluded by Mr. T. E. Tarsney, of counsel for Springer.

141. Carrie Moss,
vs. Appellant,
Richard Dorman,

Set for the appellant.

The argument of this cause was commenced by Mr. James K. Redington, of coun-

Proclamation being made the Court is adjourned, until tomorrow at twelve o'clock.

Thursday, February 1st, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Miss Kate A. Pier it is ordered that Kate Pier and Harriet A. Pier, of Milwaukee, State of Wisconsin, be admitted to practice as attorneys and Counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis A. Pradt it is ordered that George H. Walker, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by

Mr. J. H. Ralston it is ordered that Edward C. Bates, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. A. Hoehling, Jr, it is ordered that D. Percy Myers, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Paul Jones it is ordered Richard R. Ball, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that W. W. Dyar, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

H66. C. G. Blake et al., vs. Plffs in Error, Calvin M. McClung et al. On motion of Mr. N. J. May, of Counsel for the plaintiffs in error, leave is hereby granted the Clerk to issue the mandate in this

146. Johanna Quirk, Appellant, vs. William W. Siebert. Appeal from the Court of Appeals of the District of Columbia.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

147. Benjamin Lombard Jr., Plaintiff in Error, vs. B. F. McMillan and The State of Wisconsin. In Error to the Supreme Court of the State of Wisconsin.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

148. The City of Los Angeles et al., vs. Los Angeles City Water Co. et al. Appellants

It is ordered by the Court that this cause be, and the same is hereby, passed, subject to provisions of Section 9 of Rule 16.

151. Naples Fuller Company, C. H. Low and J. S. Hancock, vs. C. W. Turner, Plff in Error

In Error to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

171. The Knoxville & Ohio Railroad Company, vs. James A. Harris, Comptroller of the Treasury of the State of Tennessee, Plff in Error

In Error to the Supreme Court of the State of Tennessee.

It appearing to the Court that an authority given counsel for the plaintiff in error to dismiss the writ of

Pursuance of said authority, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per M. Chief Justice Fuller.

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140. James D. Patton, trading as J. D. Patton & Co. vs. Plff in Error. J. D. Brady, Collector &c. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. W. L. Royall and Mr. John W. Daniel, of counsel for the plaintiff in error, and Mr. Assistant Attorney General Boyd, of counsel for the defendant in error.

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141. Carrie Moss, vs. Appellant, Richard Dowman. The argument of this cause was concluded by Mr. James K. Redington, of counsel for the appellant, and the cause was submitted on a printed argument by Mr. Charles A. Boone, of counsel for the appellee.

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142. The Jamestown & Northern Railroad Company, vs. Plff in Error, Theodore J. Jones. This cause was argued by Mr. A. B. Browne, of counsel for the plaintiff in error. No counsel appeared for the defendant in error.

107. E. F. Black
vs. Appellant,
Walter P. Hudson.

These cases were submitted to the consideration of the Court on the records and printed arguments by Mr. J. W. Shartel, of counsel for the appellants, and, Mr. Fred Beall, of counsel for the appellee.

143. J. C. Potts,
vs. Appellant,
Thomas N. Miller.

145. John N. Quackenbush,
vs. Appellant,
The United States.

The argument of this cause was commenced by Mr. John Paul Jones, of Counsel for the appellant, continued by Mr. George H. Walker, of counsel for the appellee, and concluded by Mr. Richard R. Beall, of Counsel for the appellant.

149. Mast, Foos & Company,
vs. Petitioner,
Stover Manufacturing Co.

The argument of this cause was commenced by Mr. H. A. Toulmin, of Counsel for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, February 2d, 1900.

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray,
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

On motion first made to the Court in this behalf by Mr. Thomas B. Turley it is ordered that John C. Brown, Esquire, of Nashville, and William P. Metcalf, Esquire, of Memphis, State of Tennessee, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. G. Wolf it is ordered that Alexander Rosenthal, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. A. Keigwin it is ordered that Frederic E.

Fuller, Esquire, of New York City be admitted to practice as an attorney and Counselor of this Court and he was sworn accordingly.

116. R. K. Hawley et al., Appellants, vs. L. Edgar Diller, On motion of Mr. A. B. Browne, in behalf of Counsel for the appellants, It is ordered by the Court that the decree entered herein on January 17th, 1900, be, and the same is hereby recalled and set aside and the cause restored to the docket.

116. R. K. Hawley et al., Appellants, vs. L. Edgar Diller, This cause was submitted to the consideration of the Court on the record with leave to counsel to file printed arguments on or before the 26th instant.

155. Charles Dennehy & Co. et al., Petitioners, vs. John McNulta, Receiver &c. et al. The petition for a writ of Certiorari herein was submitted to the consideration of the Court by Mr. Moses Salomon in support of the same

161. D. L. Boyd & Harvey M. Dickson, W. T. Mason et al., vs. The United States. Appellants, Appeal from the United States Circuit Court of Appeals for the Fourth Circuit.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed.

Per Mr. Chief Justice Fuller.

175. The Union and Planters Bank, vs. The City of Memphis. Plff in Error, In Error to the Supreme Court of the State of Tennessee.

This cause having been called to the attention of the Court by Mr. William P. Metcalf, of counsel for the defendant in error, and a stipulation of counsel for the respective parties to dismiss the writ of error in this cause having been filed, Therefore, in pursuance of said stipulation, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Fuller.

149. Mast Foos & Company, Petitioner, vs. Stover Manufacturing Co. The argument of this cause was continued by Mr. H. A. Toulmin of counsel for the petitioner, and Mr. C. K. Offield and Mr. C. C. Linthicum, of counsel for the respondent, and, concluded by Mr. Lysander Hill, of counsel for the petitioner.

157. Robert Jaeder, Plff in Error, vs. George E. Emmons Def't This cause was submitted to the consideration of the Court on the record, and printed argument by Mr. J. J. Walker, of counsel for the Plff in error, and Mr. William F. Mattingly, of counsel for the defendants in error.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, February 5th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown, Associate
George Shiras, Jr., Justices.
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
John M. Wright, Esquire, Marshal;
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

53. The United States, Appellant, vs. The Tennessee & Coosa Railroad Company et al. Appeal from the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United

States for the Northern District of Alabama with directions to proceed in conformity with the opinion of this Court.

Per Mr. Justice McKenna.

No. Ellis H. Roberts, Treasurer of the United States, vs. Petitioner, The United States ex rel. Marie A. Valentine. } Writ of Certiorari to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Peckham.

87. The Baltimore & Potomac Railroad Company, vs. Plff in Error, Charles Emmet Cumberland, an infant, by his next friend, Charles J. Cumberland. } In Error to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by Counsel.

ed and adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby, affirmed with costs.

(per Mr. Justice Brown.)

Dissenting:
Mr. Justice White and
Mr. Justice McKenna.

	The Mutual Life Insurance Company of New York, Petitioner, vs. Bessie F. Sears, Executrix &c.	On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.
1452.		

On consideration of the petition for a writ of Certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

(per Mr. Chief Justice Fuller.)

	The Mutual Life Insurance Company of New York, Petitioner, vs. George E. Hill et al.	On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.
1453.		

On consideration of the petition for a writ of Certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the

same, It is nowhere ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

454. The Mutual Life Insurance Company of New York, Petitioner vs. Tina Cohen. On a petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is nowhere ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

455. The Mutual Life Insurance Company of New York, Petitioner vs. Allen B. Allen, Administrator &c. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is nowhere ordered by the Court that said petition be, and the same is hereby, granted

The Mutual Life Insurance Company of New York,
452. vs. Petitioner,
Jessie F. Sears, Executrix &c.
The Mutual Life Insurance Company of New York,
453. vs. Petitioners,
George E. Hill, et al.
The Mutual Life Insurance Company of New York,
454. vs. Petitioners,
Fine Cohen.
The Mutual Life Insurance Company of New York,
455. vs. Petitioners,
Walter B. Allen, Admr &c.

It is ordered by the Court that these cases be, and they are hereby, advanced and assigned for argument as one case, on Monday, March 5th next.
per Mr. Chief Justice Fuller.

Charles Dennehy & Company and Moses Salomon,
155. vs. Petitioners.
John McMulla, Receiver &c.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.
per Mr. Chief Justice Fuller,

Francis E. Spencer and George Hill Howard vs. The United States et al. Appellants, 592.

Mr. Solicitor General Richards, of Counsel for the appellees, having filed in open Court the following certificate to wit:

"In the Court of Private Land Claims.

United States of America, } ss.
Territory of New Mexico. }

I, James A. Reader, Clerk of the Court of Private Land Claims, do hereby certify that in a certain cause pending in said Court, the same being Cause No. 71, on the docket of said Court, wherein Francis E. Spencer and George Hill Howard, were complainants and the United States of America and Thomas A. Marmont, David P. Kimball, Henry C. Clifford, William Barbee, J. S. Merrell, Alonzo Bingham, Elisha A. Hubbard, Fred J. May, Joseph McKay, W. F. Curtis, Elisha F. Hubbard, Charles H. Bruce, Nelson C. Beeb, John B. Grosbeck, Patrick McMahon, Dudley J. Merrill, D. C. Merrill, Owen D. Merrill, James M. Christensen, Joseph N. Curtis, Wm. Ohnesorgen, Feliz Madrid, Wm. Callahan, Henry H. Ely & Co., E. R. Upson, Hugh White, Edward Dunn, Oscar Buckalew, Peter Church, Jacob Marsch, E. L. Stevens, Juan Cruz, Israel S. Meyers, E. D. Steven, William Ingram, James D. Nash, Howard Cummings, Frederick Metzgloss, Mrs. Jesus Maldonado,

Dunn, Jacob Warner, Jose Molina, Marians Molina, William J. Johnson, James T. Topliff, William C. Rhands, William O. Dumont, W. T. Vaughn, Feliz Herderlite, Amara B. Sampson, Geo. Overacer, James N. Vaughn, P. Sinoguin, Elmira Parker, Thomas Dunbar, Samuel McClatchey, John D. Allen, Francisco Grijalba, F. A. Birkhold, Wheeler W. Williams, Robert G. Huffaker, Antonio Grijalba, C. N. Hooker, Wm. A. Skinner, Thomas E. Baker, John W. Calkins, Ana Maria Bonilla, Ramon Pachees, John C. Collins, William B. Gibson, Romualdo Torres, Desiderio Madrid, Simon Madrid, Alexander Blair, Alexander M. Blair, W. B. Greenwood, W. J. McGill, Charles A. Porter, Archy Chisholm, W. C. Greenwood, Francis A. Drake, Thomas J. Turner, David A. Dogan, Newton Smith, Seferino Peina, Wm. T. Showers, Wm. C. Moore, Joseph Greenwood, Alexander Chisholm, Paul Richer, John Lindquest, Alexander L. Pain, Isidor Gotthelf, John W. Drewlow, Albert Steinfeld, Jacob Everhard, George Etz, James P. Wilson, Louis Land, Thomas A. Satterwhite, Isidor Baron, George N. Wilson, John Wesslick, Thomas J. White, Max Oberfelder, Wm. Shilliam, John R. Lyon, Chrisanto Grijalba, Benjamin F. Parsons, Miguel Torres, John A. Williams, Leandro Leiba, Walter M. Pinter, William B. Daniel, Geronimo Bonillas, Jose M. Orozco, William A. Weeks, John Huffaker, Jesus Diaz, Thomas J. West, John Temple, Antonio Briano, John Wesselche, Tomas Manaia, Mate Pedro

Estanislao Saeny, Jose M. Muniga, Jouis Gonzalez, Refugio Saeny, Antonio Van Alstein, S. Rambaud, Paul Rebeil, Jose Robles, Jose Castillo, Francisco Saeny, Nicolas Van Alstein, Lysander A. Holland, John L. Storey, Josiah Pool, Solomon Sick, Walter G. Pool, Frank M. Pool, Charles A. Paige, J. J. Busby, W. B. Bingham, Joseph Bingham, Stewart Cummings, S. B. Curtis, Benson Mining and Land Company, Cochise Cattle Co., J. N. Christenson, John Clifford, E. C. Clifford, Manuel Coronel, J. P. Dehanty, A. Escalante, Concepcion Gonzalez, W. G. Goodwin, William Gray, John Henry, W. T. Hughes, John Hill, Jr, F. M. Hill, John Hill Senior, G. A. Hill, J. J. Hufsaker, David Kay, D. H. Logan, Charles L. Lofgreen, James Layton, P. L. Lofgreen, P. L. Lofgreen, W. C. Land, Tomas Mungia, Herbert Merrill, A. M. Merrill, D. E. Merrill, A. J. Cornucke, Mrs. John Doe Apendecker, Manuel Pacheco, J. R. Parrish, James Roberts, A. C. Reed, Andres Rebeil, Calvin Reed, J. C. Roundy, A. Rodrigues, Perley Sabin, Blas Sanchez, Sam Staunton, Refugio Sanchez, Samuel Summers, John Snell, Dolores Trolley, Allagracia Ochoa, R. A. Turner, Whetstone and San Pedro Land and Cattle Co., A. B. Wild, James Wolfe, John Wild, George Zuvek, Zeehendorf & Co., were defendants, a final decree was entered by said Court of Private Land Claims on the 5th day of June A. D. 1899, rejecting the grant therein sued for, and that thereupon said Claimants, Francis E. Spencer and George Hill

of the United States, which was on said 9th day of June, A.D. 1899, allowed by said Court of Private Land Claims.

In testimony whereof, I have hereunto subscribed my name and attached the seal of said Court of Private Land Claims, at Santa Fe, New Mexico, this 13th day of January, A.D. 1900.

(Seal)

James H. Reeder
Clerk, C.P.L.C.
By Ireneo L. Chaves
Deputy Clerk."

moved the Court to docket and dismiss this cause pursuant to the 9th rule; and it appearing to the Court that the appellants have failed to have their cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the Court of Private Land Claims be, and the same is hereby, docketed and dismissed; and that this cause be, and the same is hereby, remanded to the said Court of Private Land Claims to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

Manuela Villaseñusa de Marquez and George Hill Howard,

521. vs. Appellants,

The United States

Mr. Solicitor General Richards, of Counsel for the appellee, having filed in open Court the following Certificate, to wit:

Land Claims.

"In the Court of Private Land Claims.

United States of America, } ss.
Territory of New Mexico. }

I, James H. Reeder, Clerk of the Court of Private Land Claims, do hereby certify that in a certain cause pending in said Court, the same being No. 132, on the dockets of said Court, wherein Manuela Villaseñusa de Marquez and George Hill Howard were plaintiffs and the United States of America defendant, a final decree was entered by said Court of Private Land Claims on the 9th day of June, A.D. 1899 rejecting the grant therein sued for, and that thereupon said complainants, Manuela Villaseñusa de Marquez and George Hill Howard, prayed an appeal to the Supreme Court of the United States, which was on the 9th day of June, A.D. 1899, allowed by said Court of Private Land Claims.

In testimony whereof, I have hereunto subscribed my name and affixed the seal of said Court of Private Land Claims, at Santa Fe, New Mexico, this 13th day of January, A.D. 1900.

(Seal)

Clerk, U.S.P.L.C.
By Irene L. Chaves,
Deputy Clerk."

moved the Court to docket and dismiss this cause pursuant to the 9th rule: and it appearing to the Court that the appellants have failed to have their cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the Court of Private Land Claims be, and the same is hereby, docketed and dismissed; and that this cause be, and the same is hereby, remanded to the said Court of Private Land Claims to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

116. R. K. Hawley and R. A. Alger, vs. L. Edgar Diller, Appellants.

Mr. Charles K. Jenner, of Counsel for the appellants, suggested the death of R. K. Hawley, one of the appellants herein, and moved the Court to make Chauncey S. Truax and L. Dean Holden, Trustees of the estate of said R. K. Hawley, under his last will and testament, parties appellants in this cause. Whereupon, It is now here ordered by this Court that the said Chauncey S. Truax and L. Dean Holden, Trustees of the estate of R. K. Hawley under his last will and testament, be, and they are hereby, made parties appellant in this

516. The People of the State of Illinois ex rel. George Hunt vs. Petitioner, Illinois Central R. R. Co. et al.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. J. A. Hamline and Mr. E. C. Akin, in support of the same, and Mr. John N. Jewell, in opposition thereto.

46. The Louisville & Nashville Railroad Co., et al., vs. Appellants, Henry H. Bellmer

Mr. C. B. Northrop, of counsel for the appellee, submitted to the consideration of the Court a motion to modify the decree of this Court in this cause.

109. James Bristol, Executor &c., vs. Plff in Error, Washington County, Minnesota.

On motion of Mr. George H. Sullivan, of counsel for the defendant in error, leave is hereby granted him to file an additional brief herein.

519. William G. Peters. vs. Petitioner. The United States.

The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. P. D. McKenney and Mr. H. H. Pritchard in support of the same, with leave to counsel for the respondent to file brief in opposition thereto.

513. Oberlin M. Carter, on the petition of Abram J. Rose, Petitioner, vs. Benjamin K. Roberts. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Abram J. Rose and Mr. L. Laflin Kellogg, in support of the same, with leave to counsel for the respondent to file brief in opposition thereto within ten days.

471. The Board of Commissioners of Wilkes County et al. Appellants, vs. N. N. Coles & Company. Mr. A. C. Avery, of counsel for the appellants, submitted to the consideration of the Court a motion to advance this cause and extend the time for the argument, and motions for leave to certain interested parties to be heard on the oral argument were submitted to the consideration of the Court by Mr. R. O. Burton and Mr. J. E. Shepherd in support of the same.

515. Lamport & Holt, Owners of the Steamship "Strabo", Petitioners, vs. John J. King. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Frank D. Sturges, in support of the same, and Mr. W. G. Beecher, in opposition thereto.

69. The Canada Sugar Refining Company, Limited, Petitioner, vs. The Insurance Company of North America.

The motion to amend the decree of this Court in this cause was submitted to the consideration of the Court by Mr. Wilhelmus Mynderse, in support of the same, and Mr. C. A. Hand, in opposition thereto.

Proclamation being made the Court is adjourned until Monday, the 26th instant, at twelve o'clock

Monday, February 26th, 1900.

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown — Associate
George Shiras, Jr. — Justices.
Edward D. White
Rufus W. Peckham
Joseph McKenna

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James E. Boyd it is ordered that Alfred J. Daly, Esquire, of Juneau, Alaska, and George S. Sawyer, Esquire, of Pioche, State of Nevada, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. John L. Jenkins it is ordered that William N. Stafford, Esquire, of Chippewa Falls, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Willard Pender Butler it is ordered that Jabish Holmes, Jr., and Edgar J. Levey, Esquires of New York City, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. B. Foraker, Jr. it is ordered that Wade H. Ellis, Esquire, of Cincinnati, State of Ohio be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. J. Fisher it is ordered that William D. Bishop, Jr. Esquire, of Bridgeport, State of Connecticut, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Carter it is ordered that John J. Cotter, Esquire, of Butte, State of Montana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fred A. Maynard it is ordered that Moses Taggart, Esquire, of Grand Rapids, State of Michigan, be admitted to practice as an attorney and

ingly.

On motion first made to the Court in this behalf by Mr. C.W. Holcomb it is ordered that Benjamin H. Hahn, Esquire, of Pasadena, State of California, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Melville Church it is ordered that Frederick H. Hinler and George C. Dean, Esquires, of Washington, District of Columbia, be admitted to practice as attorneys and Counsellors of this Court and they were sworn accordingly.

128.

On motion first made to the Court in this behalf by Mr. Heber J. May it is ordered that William C. Shelley, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A.M. Knowlton it is ordered that Ezra Ripley Thayer, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

157.

On motion first made to the Court in this behalf by Mr. John S. Little it is ordered that C. J. Frederick, Esquire, of Fort Smith, State of Arkansas, be admitted

to practice as an attorney and counsellor of this Court and it was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A.B. Browne it is ordered that William Purdee Jewett, Esquire, of St. Paul, State of Minnesota, and Francis C. Downey, Esquire, of Topeka, State of Kansas, be admitted to practice as attorneys and counsellors of this Court and they were severally sworn accordingly.

Frederick Weyerhaeuser, C. A. Denkmann, William L. Young et al., Plffs in Error, vs. The State of Minnesota. In Error to the Supreme Court of the State of Minnesota.

This cause came on to be heard on the transcript of record from the Supreme Court of the State of Minnesota, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

Robert Jackson, Plff in Error, vs. George E. Emmons and J. Paul Smith. In Error to the Court of Appeals of the District of Columbia.

record from the Court of Appeals of the District of Columbia, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this Cause be, and the same is hereby, reversed with Costs; and that this Cause be, and the same is hereby, remanded to the said Court of Appeals with directions to reverse the judgment of the Supreme Court of the District of Columbia.

Per Mr. Justice McKenna.

193. The United States, Appellant vs. Mrs. Gue Lim, Ah Tong, Ge Yuen and Ah Quong. Appeal from the District Court of the United States for the District of Washington.

This Cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Washington, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decrees of the said District Court in this Cause be, and the same are hereby, affirmed.

Per Mr. Justice Peckham.

134.

384.

Guaranty Savings Bank,
vs. Plff in Error,
Albert Bladen.

In Error to the Fourth Judicial District Court in and for Richland County, State of North Dakota.

This cause came on to be heard on the transcript of the record from the Fourth Judicial District Court in and for Richland County, State of North Dakota, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said District Court in this cause be, and the same is, hereby modified by striking out that portion which cancels the mortgage, and as so modified, be, and the same is hereby, affirmed with costs, without prejudice to the right of the mortgagee to seek such other relief as it may be advised, notwithstanding the adjudication of this judgment.

Per Mr. Justice Peckham.

Charles L. Maxwell,
vs. Plff in Error,
George N. Dow, as Warden of the Utah State Prison,

In Error to the Supreme Court of the State of Utah.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Utah, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme

affirmed with costs.

(per Mr. Justice Peckham)

Dissenting:
Mr. Justice Harlan.

No. 70. The United States, Appellant, vs. Luis Maria Ortiz and Tomas Ortiz. Appeal from the Court of Private Land Claims.

This cause came on to be heard on the transcript of the record from the Court of Private Land Claims, and was argued by Counsel. On consideration whereof, it is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Private Land Claims in this cause be, and the same is hereby reversed; and that this cause be, and the same is hereby, remanded to the said Court of Private Land Claims with directions to enter a decree rejecting the grant and dismissing the petition.

(per Mr. Justice White.)

No. 194. Louise M. Matteson and Charles D. Matteson vs. William H. Dent, as Receiver of The First National Bank of Duluth, Plffs in Error, In Error to the Supreme Court of the State of Minnesota.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by Counsel. On consideration

whereof, It is now here ordered and adjudged, by this Court that the judgment of the said Supreme Court in this cause be, and the same is, hereby, affirmed with costs.

(per Mr. Justice White.)

101. Stanton Warburton, Plff in Error, vs. Matilda B. White and Amelia McDonald. In Error to the Supreme Court of the State of Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with cost & interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Washington.

(per Mr. Justice White.)

88. The Baltimore & Ohio South-western Railway Company, Plff in Error, vs. William Voigt. On a certificate from the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the

sideration whereof, It is the opinion of this Court that the question certified must be answered in the negative. Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Justice Shiras.

Dissenting:
Mr. Justice Harlan

The Florida Central & Peninsular Railroad Company, Plff in Error, vs. William J. Bell, John H. Bell, Frank A. Bell et al. } In Error to the United States Circuit Court of Appeals for the Fifth Circuit.

95.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals and the judgment of the Circuit Court of the United States for the Southern District of Florida in this cause be, and the same are hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to dismiss the action for want of jurisdiction.

Per Mr. Justice Shiras.

135. Charles L. Benedict, Appellant; vs. The United States. Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby affirmed.

Per Mr. Justice Brown.

(Mr. Justice McKenna did not sit in this case.)

90. John J. Walsh, Plaintiff in Error; vs. The Columbus, Hocking Valley & Athens Railroad Company. In Error to the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brown.

91. Robert Wright, Plff in Error vs. The Columbus, Hocking Valley & Athens Railroad Company. In Error to the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr Justice Brown

92. Michael S. Vought, Plff in Error vs. The Columbus, Hocking Valley & Athens Railroad Company. In Error to the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr Justice Brown

164. John E. Roller, Plff in Error, vs. Stephen Holly, William Holly, Joseph Peoples et al. In Error to the Court of Civil Appeals for the Fourth Supreme Judicial District of the State of Texas.

This cause came on to be heard on the transcript of the record from the Court of Civil Appeals for the Fourth Supreme Judicial District of the State of Texas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Civil Appeals in this cause be, and the same is hereby, reversed with costs, and that this cause be, and the same is hereby, remanded to the said Court of Civil Appeals with instructions to remand the case to the District Court of Stone Stone County for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Brown.

Dissenting:
Mr. Chief Justice Fuller and
Mr. Justice Brewer.

167. The Steamship "Adula," her engines, boilers, tackle, apparel, &c., The Adula Steamship Co. (Limited), Claimant, vs. The United States. Appellant. Appeal from the District Court of the United States for the Southern District of Georgia.

This cause came on to be heard on the transcript

States for the Southern District of Georgia, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Brown.

Dissenting;
Mr. Justice Shiras,
Mr. Justice Gray,
Mr. Justice White and
Mr. Justice Peckham.

130. The United States, Appellant, vs. The Parkhurst Davis Mercantile Co., The National Bank of St. Marys, Kansas, et al. Appeal from the Circuit Court of the United States for the District of Kansas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kansas, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Brewer.

141. Carrie Moss, Appellant, vs. Richard Dowman. Appeal from the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Minnesota.

(Per Mr. Justice Brown.)

127. The Steamship "Panama", Manuel Quevedo, Claimant, Appellant, vs. The United States. Appeal from the District Court of the United States for the Southern District of Florida.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Florida, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Gray.

516. The People of the State of Illinois ex rel. George Hunt, Attorney General, Petitioners, v. The Illinois Central Railroad Company et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Justice Harlan.

(The Chief Justice did not participate in the consideration and disposition of this application.)

Order.

The Reporter having represented that, owing to the number of decisions at the term, it will be impracticable to put the reports in one volume, It is, therefore, now here ordered that he publish an additional volume in this year, pursuant to section 681 of the Revised Statutes.

Per Mr. Chief Justice Fuller.

46. The Louisville & Nashville Railroad Company et al., Appellants, vs. Henry H. Behlmer, } On consideration of the motion to modify the decree of this Court in this cause, It is now here ordered by the Court that said motion be, and the same is, hereby, denied.

Per Mr. Chief Justice Fuller.

69. The Canada Sugar Refining Company, Limited, Petitioner, vs. The Insurance Company of North America. } On consideration of the motion to amend the decree of this Court in this cause, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

471. The Board of Commissioners of Wilkes County et al., Appellants, vs. N. M. Colvard & Company. } On consideration of the motions to advance this cause, to extend the time for oral argument and for leave to Counsel in other cases to be heard on the oral argument, It is now here ordered by the Court that the motion to extend the time for oral argument be denied; that leave be grant-

herein; and that the cause be, and the same is hereby, advanced and assigned for argument on Monday, October 15th next, after the cases heretofore assigned for that day, or the case may be submitted on printed briefs on or before Monday, April 2d next, if counsel shall be so advised.

Per Mr. Chief Justice Fuller.

515. Oberlin M. Carter, on the petition of Abram J. Rose, Petitioner, vs. Benjamin K. Roberts. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

(Mr. Justice McKenna took no part in the consideration and disposition of this application.)

515. Lamport & Holt owners of the Steamship "Strabo" Petitioners, vs. John J. King. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of

herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

Shirley P. High et al.
vs. Appellants
F. E. Coyne, Collector &c. et al.
No. 225.

Ben J. Knowlton et al, Executors &c.,
vs. Plff in Error,
Frank K. Moore, U.S. Collector &c.
No. 387.

The Fidelity Insurance, Trust & Safe Deposit Co., Executor &c.,
vs. Plff in Error,
Penrose A. McClain
No. 451.

George P. Murdock, Executor &c.,
vs. Plff in Error,
John G. Nard, U.S. Collector &c.
No. 458.

George D. Sherman,
vs. Plff in Error,
The United States
No. 457.

It is ordered by the Court that leave be, and the same is hereby, granted counsel, to submit briefs, within ten days on the Construction of the act under consideration in respect of the question whether the tax or duty imposed on each of the legacies is measured by the volume of the estate, or by the amount of the legacy.

per Mr. Chief Justice Fuller.

341. Antoinette Thormann, Plff in Error, vs. Andrew J. Frame and Magdalena Rabacher and Jacob Rabacher, minors, by D. S. Fuller, their guardian ad litem. In Error to the Circuit Court of the County of Waukesha, State of Wisconsin.

This cause came on to be heard on the transcript of the record from the Circuit Court of the County of Waukesha, State of Wisconsin, and on motions to dismiss or affirm which were argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

439. The Adirondack Railway Company, vs. The People of the State of New York. Plff in Error, In Error to the Court of Appeals of the State of New York.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

233. The Credits Commutation Co. et al. vs. Appellants, The United States et al.

234. The Credits Commutation Co. et al. vs. Appellants, T. Gordon Dexter et al.

The motions to dismiss or affirm in these causes were submitted to the consideration of the Court on the records and printed arguments by Mr. Solicitor General Richards, Mr. Attorney General Griggs and Mr. J. C. Cowin, and Mr. Winslow S. Pierce, Mr. W. R. Kelly and Mr. G. M. Lambertson, in support of the same, and Mr. Henry J. Taylor and Mr. J. C. Coombs, in opposition thereto.

235. The Credits Commutation Co. et al. vs. Appellants, Oliver Ames, 2d, et al.

The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. Winslow S. Pierce, Mr. John F. Dillon, Mr. W. R. Kelly and Mr. G. M. Lambertson, in support of the same, and Mr. Henry J. Taylor and Mr. J. C. Coombs, in opposition thereto.

271. The Cincinnati, Hamilton & Dayton Railroad Co., vs. Error to, Benjamin F. Thiebaud, Admr.

The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on printed argument by Mr. C. M. Cist

opposition thereto.

458. George P. Murdock, Executor &c., vs. Riffin Error, John G. Ward, U.S. Collector &c. On motion of Mr. William V. Rowe, leave is hereby granted him to file an additional brief herein on behalf of certain

459. George D. Sherman vs. Riffin Error, The United States. interested parties.

Ex parte In the matter of Franklin J. Sawyer, Petitioner. And Ex parte In the matter of George M. Thornton, Petitioner. The motions for leave to file petitions for writs of mandamus herein were submitted to the consideration of the Court on a printed argument by Mr. Pliny B. Smith, in support of the same, and leave was granted Mr. Willard Parker Butler to file a printed argument in opposition thereto on or before Friday next.

379. Elgin National Watch Co. vs. Illinois Watch Case Co. et al. Appellant. Mr. George S. Prindle, of counsel for the appellant, submitted to the consideration of the Court a motion to advance this cause.

510. Fred. A. Maynard, Attorney General &c., vs. The Granite State Provident Association et al. Petitioners, The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Fred. A. Maynard, in support of the same, and Mr. Moses Taggart, in opposition thereto.

509. The International Navigation Company, vs. Furr & Bailey Manufacturing Company. Petitioner, The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. J. Rodman Paul, in support of the same, and Mr. A. L. Cheyney and Mr. John F. Lewis, in opposition thereto.

534. The Westinghouse Air Brake Co., vs. The New York Air Brake Co., et al. Petitioner, The petition for a writ of certiorari herein was submitted to the consideration of the Court on a printed argument by Mr. Thomas B. Reed, Mr. George A. Christy, and Mr. Frederic H. Betts, in support of the same, and leave was granted Mr. F. C. Fish to file a printed argument in opposition thereto within two weeks, and to the Solicitor General to submit

Ex parte In the matter of W. P. Connaway, Receiver, Petitioner. Mr. W. L. Hillyer submitted to the consideration of the Court a motion for leave to file a petition for a writ of mandamus herein.

523. Fred A. McMaster, Admr &c., Petitioner, vs. The New York Life Insurance Co. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Henry J. Taylor, in support of the same, and Mr. G. W. Hubbell, Mr. W. E. Odell and Mr. Frederic D. McKenney, in opposition thereto, and leave was granted counsel for respondent to file an additional printed argument on or before Friday next.

H. Original. Ex parte In the matter of Jonas Grossmayer, Petitioner. This case was submitted to the consideration of the Court on the petition and printed arguments by Mr. Thomas H. Clark, of counsel for the petitioner, and Mr. W. H. MacFarland, of counsel for the respondent, and leave was granted counsel for the petitioner to file an additional brief if he shall be so advised.

533. Henry M. Baker, Petitioner, vs. Horace S. Cummings. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. C. A. Brandenburg, in support of the same.

538. Thomas A. Hamilton et ux., Petitioners, vs. J. Gurney Fowler et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Thomas B. Turley and Mr. W. M. Randolph, in support of the same.

191. The Farmers National Bank of Arkansas City, Kansas, Plff in Error, vs. George H. Robinson, Receiver. The motion to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed argument by Mr. Frederick C. Bryan and Mr. John C. Pollock, in support of the same.

274. Richard F. Caffrey, County Clerk &c., Plff in Error, vs. The Territory of Oklahoma ex rel. William R. Taylor, County Attorney &c. Mr. Frederick C. Bryan, of counsel for the defendant in error, presented a stipulation of counsel that the same judgment be entered in this case as in case No. 182 on the docket for the present term, which was

132. R. M. Manley, Executor &c., Plff in Error, vs. M. E. Sankin, Sheriff &c., et al. It is ordered by the Court that this cause be, and the same is hereby, continued until the next term, per stipulation of Counsel.

98. Annie R. Kean, Plff in Error, vs. Edward Roby, Sophia A. Conklin, Samuel A. Kean et al. In Error to the Supreme Court of the State of Indiana.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

489. Harry Plummer, Executor &c., Plff in Error, vs. Bird S. Coler, Comptroller &c. On motion of Mr. Solicitor General, Richards leave is hereby granted him to file a printed brief herein on behalf of the United States.

350. John Bad Elk, Plff in Error, vs. The United States. This cause was submitted to the consideration of the Court on the record and a printed argument by Mr. Thomas B. McMartin, of counsel for the plaintiff in error, and leave was granted counsel for the defendant in error to file a brief within three weeks.

481. The East Tennessee, Virginia & Georgia Railway Co., et al., Appellants, vs. The Interstate Commerce Commission. The argument of this cause was commenced by Mr. Ed. Baxter, of counsel for the appellants, and continued by Mr. L. A. Shaver, of counsel for the appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, February 27th, 1900.

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown, Associate
George Shiras, Jr. Justices.
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. James F. Wilson it is ordered that John B. Early, Esquire, of Phoenix, Territory of Arizona, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Turner it is ordered that Frederic C. Robertson, Esquire, of Spokane, State of Washington, and James A. Forney, Esquire, of Moscow, State of Idaho, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. H. Moody it is ordered that John Larkin Thorndike, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. S. Barney it is ordered that Henry P. Schmidt, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

499. John Fitzpatrick, Plff in Err.
vs.
The United States

On motion of Mr. Assistant Attorney General Boyd, of counsel for the defendant in error, It is ordered by the Court that this cause be, and the same is hereby, passed, subject to the provisions of section 4 of Rule 9.

481. The East Tennessee, Virginia & Georgia Railway Co. et al., Appellants,
vs.
The Interstate Commerce Commission.

The argument of this cause was continued by Mr. L. A. Shaver, of counsel for the appellee, and concluded by Mr. Ed. Baxter, of counsel for the appellants.

489. Nancy Plummer, Executor &c., vs. Plff in Error,
Bird S. Coler, Comptroller &c. Def't.

The argument of this cause was commenced by Mr. William D. Rowe, of counsel for the plaintiff in error.)

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met, to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal
James M. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John C. Spooner it is ordered that S. M. Hawkins, Esquire of New Richmond, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. A. Culberson it is ordered that William Thompson, Esquire, of Dallas, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Mr. Thomas A. Clark it is ordered that James E. Ellegood, Esquire, of Salisbury, State of Maryland, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Treadwell Cleveland it is ordered that Stephen B. Stanton, Esquire, of New York City, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

489. Harry Plummer, Executor &c., Plff in Error, vs. Bird S. Coler, Comptroller &c. The argument of this cause was continued by Mr. Jabish Holmes, Jr., and Mr. Edgar J. Levey, of Counsel for the defendant in error, and concluded by Mr. Treadwell Cleveland, of Counsel for the plaintiff in error.

480. Clarence Murphy, Plff in Error, vs. The Commonwealth of Massachusetts. The argument of this cause was commenced by Mr. Ezra Ripley Thayer, of Counsel for the plaintiff in error, and continued by Mr. A. M. Knowlton, of Counsel for the defendant in error, and Mr. Ezra Ripley Thayer, of Counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Esq. Clerk.

Proclamation being made the Court is opened

On motion first made to the Court in this behalf by Mr. J. A. Ralston it is ordered that Guy C. Scott, Esquire, of Aledo, State of Illinois, and William Strauss, Esquire, of New York City be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

No. 480. Clarence Murphy vs. Plff in Error, The Commonwealth of Massachusetts.

The argument of this cause was concluded by Mr. Ezra Ripley Thayer, of counsel, for the plaintiff in error.

152. De Lamar's Nevada Gold Mining Company, Plff in Error, vs. James Nesbit

The argument of this cause was commenced by Mr. J. H. Ralston, of Counsel for the plaintiff in error, continued by Mr. Walter A. Johnston and Mr. George S. Sawyer, of Counsel for the defendant in error, and concluded by Mr. William M. Stewart, of Counsel for the plaintiff in error.

153. Willis Thorp, Plff in Error, vs. S. A. Bonnifield, et al

This cause was argued by Mr. J. T. Ronald, of Counsel for the plaintiff in error, and Mr. S. M. Stockslager, of Counsel for the defendant in error.

158. Henry L. Mitchell, Governor, et al., Appellants, vs. Charles M. Furman, Admr &c., et al.

The argument of this cause was commenced by Mr. W. W. Dewhurst, of Counsel for the appellants.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court took its seat.

On motion first made to the Court in this behalf, by Mr. C. W. Needham it is ordered that Charles D. Richards, Esquire, of Chicago, State of Illinois be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

165. Frank A. Magowan, Plff in Error, vs. Mary E. Magowan. This cause was submitted to the consideration of the Court on the record with leave to counsel for the plaintiff in error to file printed briefs within three weeks, and to counsel for the defendant in error to file printed

173. The Fred Miller Brewing Company, vs. Plff in Error, W. M. Stevens and C. L. Hall. In Error to the Supreme Court of the State of Iowa.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record. It is, therefore, in pursuance of the tenth rule of this Court, now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed, with costs.

Per Mr. Chief Justice Fuller.

578. Henry L. Mitchell, Governor, et al., vs. Appellants. Charles M. Furman, Admr., et al. The argument of this cause was continued by Mr. W. W. Dewhurst of counsel for the appellants, and

Mr. Francis P. Flemming, of counsel for the appellees, and concluded by Mr. W. W. Dewhurst, of counsel for the appellants.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Attorney General Griggs it is ordered that John A. Hazellon, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. B. Foraker, Jr., it is ordered that Ellis G. Kinkead, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Wm. E. W. Pellus it is ordered that Edward de Graffenried, Esquire, of Greensboro, State of Alabama, and Benjamin Micou, Esquire, of Washington, District of Columbia, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney it is ordered that George M. Wagner and Joseph W. Hunsicker, Esquires, of Philadelphia, State of Pennsylvania, and Philip Walker, Esquire, of Washington, District of Columbia, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. E. Davis it is ordered that Charles Cowles Tucker, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that John G. Lamb, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

27. George L. Whitman, Plaintiff in Error, vs. The National Bank of Oxford. On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the Circuit Court of the United States for the Southern District of New York in this cause be, and the same is hereby, affirmed with costs, and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of New York; and that this cause be, and the same is hereby, remanded to the said Circuit Court.

Per Mr. Justice Brewer.

Dissenting:
Mr. Justice Peckham.

58. J. Frank Aldrich, Receiver of The Fidelity National Bank of Cincinnati, Ohio, Appellant, vs. The Chemical National Bank of New York. Appeal from the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript

of Appeals for the Sixth Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of Ohio.

Per Mr. Justice Harlan.

172. The Steamship "Benito Estinger", Arthur Elliot Beattie, Claimant, Appellant, vs. The United States. Appeal from the District Court of the United States for the Southern District of Florida.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Florida, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Fuller.

Dissenting:
Mr. Justice Shiras,
Mr. Justice White and
Mr. Justice Peckham

519. William G. Peters, Petitioner vs. The United States. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

271. The Cincinnati, Hamilton & Dayton Railroad Co., Plff in Error, vs. Benjamin F. Peixotto et al. It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be, and the same is hereby, postponed until the hearing of the cause, on its merits.

Per Mr. Chief Justice Fuller.

379. Elgin National Watch Co., Appellant, vs. Illinois Watch Case Co. et al. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

509. The International Navigation Company, Petitioner, vs. Penn & Bailey Manufacturing Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby granted.

Per Mr. Chief Justice Fuller.

510. Fred A. Maynard, Attorney General of the State of Michigan, Petitioner vs. The Granite State Provident Association et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby granted.

Per Mr. Chief Justice Fuller.

533. Henry M. Baker, Petitioner, vs. Horace S. Cummings. On petition for a writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel in support of the same, It is now hereordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

538. Thomas A. Hamilton et ux., Petitioners vs. J. Gurney Fowler et al. It is ordered by the Court that the consideration of the petition for a writ of certiorari herein be, and the same is hereby, postponed until the proceedings and opinion of the Circuit Court of Appeals shall have been printed.

Per Mr. Chief Justice Fuller.

Ex parte. In the matter of Franklin J. Sawyer, Petitioner. On consideration of the motion for leave to file a petition for a writ of mandamus herein, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Ex parte In the matter of George N. Thornton, Petitioner. On consideration of the motion for leave to file a petition for a writ of mandamus herein, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Fuller

Ex parte In the matter of H. P. Connaway, Receiver of The Moscow National Bank, of Moscow, Idaho, Petitioner. On consideration of the motion for leave to file a petition for a writ of mandamus herein. It is now here ordered by the Court that said motion be, and the same is hereby, granted.

J. Original

per Mr. Chief Justice Fuller

Ex parte In the matter of H. P. Connaway, Receiver of The Moscow National Bank of Moscow, Idaho, Petitioner. On consideration of the petition of H. P. Connaway, Receiver of The Moscow National Bank, of Moscow, Idaho. It is now here ordered by this Court that cause be shown by the Judges of the Circuit Court of the United States for the Northern District of California before this Court at Washington, in the District of Columbia, on Monday, April 9, 1900, why a writ of

J. Original.

12 o'clock noon of that day, or as soon thereafter as counsel can be heard, why a writ of mandamus should not issue as prayed in said petition.

Per Mr. Chief Justice Fuller.

191. The Farmers' National Bank of Arkansas City, Kansas, Plff in Error, vs. George H. Robinson, Receiver of The First National Bank of Arkansas City, Kansas. In Error to the Supreme Court of the State of Kansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Kansas, and was argued by counsel, On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby affirmed with costs.

Per Mr. Chief Justice Fuller.

184. John Cadwalader, late Collector &c., Petitioner, vs. Charles H. Meyer et al. On motion of Mr. Solicitor General, Richards, of counsel for the petitioner, It is ordered by the Court that this cause be, and the same is hereby, passed subject to the provisions of section 9 of Rule 21 &c.

516. George Dewey, Appellant, vs. The United States. Mr. Solicitor General, Richards, of counsel for the appellee, submitted to the consideration of the Court a motion to advance this cause.

190. The United States, Appellant, vs. Bartolome Sanchez and Jose Mereed Sanchez. Appeal from the Court of Private Land Claims.

This cause having been called to the attention of the Court by Mr. Solicitor General Richards, of counsel for the appellant, and he having moved the Court to dismiss this appeal, Therefore, in pursuance of said motion, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed.

Per Mr. Chief Justice Fuller.

526. William P. Landon, Petitioner, vs. Justus L. Bulkley et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Edward Winslow Paige, in support of the same, and Mr. C. N. Bovee, Jr., and Mr. John E. Parsons, in opposition thereto, and leave was granted Mr. James L. Bishop to file a printed brief in opposition to the petition, and to Mr. Edward Winslow Paige to file a brief in reply within three

548. The Bethlehem Iron Co., Petitioner vs. John Weiss. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. F. P. Prichard and Mr. John G. Johnson, in support of the same, and Mr. George Denning, by special leave, in opposition thereto.

498. The New Lincoln Hotel Company, Plff in Error, vs. The Penn Mutual Life Insurance Company. In Error to the Circuit Court of the United States for the District of Nebraska

It appearing to the Court that a stipulation of counsel for the respective parties to dismiss the writ of error in this cause has been filed, Therefore, in pursuance of said stipulation, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby dismissed with cost. Per Mr. Chief Justice Fuller.

160. The Minneapolis & St. Louis Railway Co., et al., Plffs in Error, vs. Henry A. Gardner This cause was argued by Mr. William Strauss, of counsel for the plaintiffs in error and Mr. F. H. M. Cuteheon, of counsel for the

166. William Carmichael et al., vs. Plffs in Error and Appts, Francis X. Eberle, This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. William B. Hilders, of Counsel for the plaintiffs in error and appellants, and Mr. P. B. Gibbon, of Counsel for the defendant in error and appellee.

57. Morris Keim, vs. Appellant, The United States. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. John C. Cheney, of Counsel for the appellant, and Mr. Assistant Attorney General Boyd, of Counsel for the appellee.

168. Elizabeth S. Overby et al., vs. Plffs in Error, Minnie A. Gordon, This cause was argued by Mr. Samuel F. Phillips, of Counsel for the plaintiffs in error, and Mr. Charles Cowles Tucker and Mr. Henry E. Davis, of Counsel for the defendant in error.

169. The United States, vs. Petitioner Joseph S. Harris et al., Receivers &c. The argument of this cause was commenced by Mr. Solicitor General Richards, of Counsel for the Petitioner.

Proclamation being made the Court is adjourned until tomorrow at [illegible]

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John B. Corliss it is ordered that R. Skiff Skelden, Esquire, of Houghton, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. A. Armstrong it is ordered that Howard Carrow and William J. Kraft, Esquires, of Camden, State of New Jersey, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. W. Fairbanks it is ordered that Dudley M. Shively, Esquire, of South Bend, State of Indiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. D. S. Alexander it is ordered that Charles B. Wheeler, Esquire, of Buffalo, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

169. The United States, Petitioner, vs. Joseph S. Harris et al., Receivers &c. The argument of this cause was continued by Mr. Solicitor General Richards, of counsel for the petitioner, and concluded by Mr. John G. Lamb, of counsel for the respondents.

170. Supreme Lodge Knights of Pythias, Plff in Error, vs. Josephine R. Withers This cause was argued by Mr. A. B. Browne, of counsel for the plaintiff in error, and Mr. Edward de Graffenried, of counsel for the defendant in error.

174. Camden & Suburban Railway Company vs. Riff in Error. David S. Stetson

The argument of this cause was commenced by Mr. E. A. Armstrong, of counsel for the plaintiff in error, continued by Mr. Howard Carroll, of counsel for the defendant in error, and concluded by Mr. D. J. Pancoast, of counsel for the plaintiff in error.

332. F. May & Company vs. Riff in Error, The City of New Orleans.

The argument of this cause was commenced by Mr. D. C. Mellen, of counsel, for the plaintiff in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Wednesday, March 7th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal;
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Henry C. Smith it is ordered that Riley L. Crane, Esquire, of Saginaw, W. S., State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas N. Carter it is ordered that Thomas J. Walsh, Esquire, of Helena, State of Montana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A.B. Browne it is ordered that Henry J. Goodrich, Esquire, of Utica, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

336. F. May & Company, vs. The City of New Orleans. } In Error. The argument of this cause was continued by Mr. A.C. Miller, of counsel for the plaintiff in error, and Mr. H.B. Sommerville, of counsel for the defendant in error, and concluded by Mr. D.C. Miller, of counsel for the plaintiff in error.

337. The United States, Appellant, vs. The Choctaw Nation et al. } On motion of Mr. Attorney General, it is ordered by the Court that four hours be allowed counsel for The United States, two hours to counsel for The Wichita and Affiliated Bands of Indians, and three hours to counsel for The Choctaw and Chickasaw Nations, for the argument of these cases.

338. The Wichita and Affiliated Bands of Indians, vs. The Choctaw Nation et al. } Appellants.

339. The Choctaw Nation et al., vs. The United States et al. } Appellants.

Wednesday, March 7th, 1900, Continued.

337. The United States, Appellant,
vs.
The Choctaw Nation et al.

338. The Wichita and Affiliated Bands of Indians, Appellants,
vs.
The Choctaw Nation et al.

339. The Choctaw Nation et al., Appellants,
vs.
The United States et al.

The argument of these cases was commenced by Mr. George T. Barnes, of Counsel for the Choctaw Nation, and continued by Mr. Philip Walker of Counsel for the Wichita and Affiliated bands of Indians, and Mr. C. C. Binney, of Counsel for The United States.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Joseph Simon it is ordered that Joseph N. Teal, Esquire, of Portland, State of Oregon, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

481. The East Tennessee, Virginia & Georgia Railway Co. et al., Appellants, vs. The Interstate Commerce Commission.

On motion of Mr. Attorney General Griggs, leave is hereby granted to file a supplemental

337. The United States, Appellant, vs. The Choctaw Nation et al.

338. The Wichita and Affiliated Bands of Indians, Appellant, vs. The Choctaw Nation et al.

339. The Choctaw Nation et al., Appellants, vs. The United States et al.

The argument of these cases was continued by Mr. C. C. Binney and Mr. Attorney General Griggs, of counsel for The United States, and Mr. A. A. Lipscomb, of counsel for the Wichita and Affiliated Bands of Indians.

On motion of Mr. Attorney General Griggs leave is hereby granted him to file a supplemental brief herein.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
} Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Esq., Clerk.

Proclamation being made, the Court announced.

337. The United States, Appellant, vs. The Choctaw Nation et al.

338. The Wichita and Affiliated Bands of Indians, Appellants, vs. The Choctaw Nation et al.

339. The Choctaw Nation et al., Appellants, vs. The United States et al.

The argument of these cases was continued by Mr. A. A. Lipscomb, of counsel for the Wichita and affiliated bands of Indians, and Mr. H. E. Paine, of counsel for the Chickasaw Nation, and concluded by Mr. J. McWilson, of counsel for the Choctaw Nation.

176. Edward B. Wesley, vs. Howard P. Felles, Appellant. This cause was argued by Mr. William H. Lyles, of counsel for the appellant, and submitted on printed arguments by Mr. Arthur St J. Newberry, of counsel for the appellee, and Mr. W. A. Barber, as amicus Curiæ.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal;
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James E. Boyd it is ordered that Jos. C. Walker, Esquire, of Raleigh, State of North Carolina, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. C. Fairbanks it is ordered that Kenesaw M. Landis, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

by Mr. C. C. Linthicum it is ordered that George A. Dupuy, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

89.

On motion first made to the Court in this behalf by Mr. Alexander Porter Morse it is ordered that R. A. Pitchenor, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. C. Brown it is ordered that J. L. Frazer, Esquire, of Nashville, State of Tennessee be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

114. The Illinois Central Rail-road Company, Plff in Error, vs. The City of Chicago. In Error to the Supreme Court of the State of Illinois.

100.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with Costs by Mr. Justice Br

The Hanover National Bank, Plff in Error, vs. Jonathan H. Stevenson — In Error to the Supreme Court of the State of Rhode Island

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Rhode Island, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is, hereby remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

(Per Mr. Justice Brown)

Dissenting:
Mr. Justice Peckham.

Felix Jellenik, George Shiras, 3d, C. C. Dickey, Trustee, et al., vs. The Huron Copper Mining Company, J. C. Watson et al. — Appellants, — Appeal from the Circuit Court of the United States for the Western District of Michigan.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Michigan, and was argued by Counsel. On consideration whereof,

Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is, hereby, remanded to the said Circuit Court with directions for such further proceedings, as are consistent with the opinion of this Court and with law.

Per Mr. Justice Harlan.

(Mr. Justice Brown and Mr. Justice Shiras did not participate in the decision of this case.)

523. Fred A. McMaster, Administrator of the estate of F. E. McMaster, deceased, Petitioner, vs. The New York Life Insurance Company.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support thereof as against the same, It is now here ordered by the Court that said petition be, and the same, is hereby, granted.

Per Mr. Justice Harlan.

546. George Dewey, Appellant, vs. The United States. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, April 9th. next.

per Mr. Justice Harlan

548. The Bethlehem Iron Company, Petitioner, vs. John Hess. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Justice Harlan

195. Li Sing, Petitioner, vs. The United States. On motion of Mr. Assistant Attorney General Hoyt, of counsel for the respondent, It is ordered by the Court that this cause be, and the same is hereby, passed subject to the provisions of section 4 of Rule 24.

505. John P. Mallett et al., vs. The State of North Carolina. (Aff'm in Error.) The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on printed arguments by Mr. C. A. Cook and Mr. Jeb. V. Walser, in support of the same, and Mr. R. O. Burton, in opposition thereto.

318. The Illinois Central R. R. Co., vs. Wirt Adams, State Revenue Agent, et al. (Appellant.)

319. The Illinois Central R. R. Co., vs. Wirt Adams, State Revenue Agent, et al. (Appellant.)

320. The Yazoo & Mississippi Valley R. R. Co., vs. Wirt Adams, State Revenue Agent, et al. (Appellant.)

321. The Yazoo & Mississippi Valley R. R. Co., et al., vs. Wirt Adams, State Revenue Agent. (Plffs in Error.)

Mr. Ashley Ashton, in behalf of counsel, submitted to the consideration of the Court a motion to advance cause, argue and assign them for argument after Case No. 211.

323. Blanche S. Harrison et al., vs. Franklin J. Morton. (Plffs in Error.)

Mr. Walter H. Harrison submitted to the consideration of the Court motion for an order allowing time in which to print the transcript of record herein.

177. Patrick Moran vs. Joseph Hawley, Jr. (Plff in Error.)

This cause was argued by Mr. Thomas J. Walsh

in error, and submitted on a printed argument by Mr. E. W. Toole, of Counsel for the defendant in error.

178. The Louisville & Nashville Railroad Co., Plff in Error, vs. A. L. Schmidt, in his own behalf and as Trustee, &c. et al

The argument of this cause was commenced by Mr. Helm Bruce, of Counsel for the plaintiff in error, and continued by Mr. John G. Simrall, of Counsel for the defendants in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, March 13th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. C. A. Cook it is ordered that George H. White, Esquire, of Tarboro, State of North Carolina, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Maynard F. Stiles it is ordered that Arthur W. Heckman, Esquire, of Buffalo, State of New York, and Arthur F. Means, Esquire, of Boston, State of Massachusetts, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf, by Mr. James F. Wilson, it is ordered that C. M. Frazier, Esquire, of Phoenix, Territory of Arizona, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

178. The Louisville & Nashville Railroad Company, Plff in Error, vs. A. L. Schmidt, in his own behalf and as Trustee, etal

The argument of this cause was continued by Mr. Edmund F. Trabue, of counsel for the defendants in error, and concluded by Mr. James P. Helm, of counsel for the plaintiff in error.

185. The Canal & Claiborne Railroad Company through Joseph A. Delgrange, President, and Joseph A. Delgrange, Plffs in Error, vs. The State of Louisiana and The City of New Orleans.

In Error to the Supreme Court of the State of Louisiana.

This cause having been called to the attention of the Court by Mr. A. O. Bacon, of counsel for the plaintiffs in error, and he having moved the Court to dismiss the writ of error in this cause, Therefore, in pursuance of said motion, It is now here ordered and adjudged by this Court that the writ

dismissed with costs.

Per Mr. Chief Justice Fuller.

180. Oliver O. Forsyth, Admr &c., Plff in Error, vs. Henry P. P. Vehmeyer. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Edward Roby, of counsel for the plaintiff in error, and Mr. M. W. Robinson, of counsel for the defendant in error.

181. The County of Apache, Appellant, vs. Julia Barth, Executrix &c. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. J. F. Wilson, of counsel for the appellant, and Mr. Reuben Hitch, of counsel for the appellee.

182. Richard F. Caffrey, as County Clerk &c., Plff in Error and Appt, vs. The Territory of Oklahoma ex rel. Harper S. Cunningham, Attorney General. The argument of this cause was commenced by Mr. J. S. Flannery, of counsel for the plaintiff in error and appellant, and continued by Mr. Frederick C. Bryan, of counsel for the defendant in error and appellee, and Mr. J. R. Keaton, of counsel for the plaintiff in error and appellant.

Proclamation being made the Court is adjourned until tomorrow

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer, Associate
Henry B. Brown, Justices
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. W. B. Douglas it is ordered that Joseph H. Molyneaux, Esquire, of Minneapolis, Edward T. Young, Esquire, of Appleton, and George C. Lambert, Esquire, of St. Paul, State of Minnesota be admitted to practice as attorneys and counsellors of this Court and he was sworn accordingly.

196. William Pelzer, Petitioner, vs. Horn & Brannen Manufacturing Company. On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

182. Richard P. Caffrey, as County Clerk &c., vs. Plff in Error and Appt., The Territory of Oklahoma ex rel. Harper S. Cunningham, Attorney General.

The argument of this cause was concluded by Mr. J. R. Keaton, of counsel for the plaintiff in error and appellant.

183. John N. Arnold, vs. Plff in Error, Lewis Haleh.

This cause was argued by Mr. Kenesaw M. Landis, of counsel for the plaintiff in error, and Mr. George A. Dupuy, of counsel for the defendant in error.

184. George N. Crosseman et al., vs. Petitioners, William Burrill et al.

This cause was argued by Mr. Everett P. Wheeler, of counsel for the petitioners, and Mr. Lawrence Kneeland, of counsel for the respondent.

The Mutual Life Insurance Company of New York,
452. vs. Petitioner,
Bessie P. Sears, Executrix &c.
The Mutual Life Insurance Company of New York,
453. vs. Petitioner
George E. Hill, et al.
The Mutual Life Insurance Company of New York,
454. vs. Petitioner
Pine Cohen
The Mutual Life Insurance Company of New York,
455. vs. Petitioner
Walter D. Allen, Admr &c.

The argument of these cases was commenced by Mr. Julien T. Davies, of counsel for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, March 15th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Julien T. Davies it is ordered that Edmund Lincoln Baylies, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

41. The Crystal Springs Land & Water Company et al., Appellants, vs. The City of Los Angeles.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. S. M. White and Mr. John Garber, of counsel, for the appellants, and Mr. S. O. Houghton, of counsel for the appellee.

148. The City of Los Angeles et al, vs. Appellants, Los Angeles City Water Co. et al

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. S. O. Houghton, of counsel for the appellants, and Mr. S. M. White and Mr. John Garber, of counsel for the appellees.

900. The Consolidated Canal Co., vs. Appellant, The Mesa Canal Company.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. John D. Pope, of counsel for the appellant, and Mr. C. M. Frazier, Mr. R. C. Garland and Mr. W. W. Wright, Jr., of counsel for the appellee.

452. The Mutual Life Ins. Co. of New York, vs. Petitioner, Bessie F. Sears, Executrix &c.

453. The Mutual Life Ins. Co. of New York, vs. Petitioner, George E. Hill et al.

454. The Mutual Life Ins. Co. of New York, vs. Petitioner, Pine Cohen.

455. The Mutual Life Ins. Co. of New York, vs. Petitioner, Walter B. Allen, Admr &c.

The argument of these cases was continued by Mr. Julien T. Davies of counsel for the petitioner, and Mr. Stanton Warburton and Mr. Harold Preston, of counsel for the respondents, and concluded by

Thursday, March 15th, 1900, Continued.

Allen, of counsel for the petitioner.)

Leave was granted counsel for the petitioner to file an additional printed brief therein within three days and to counsel for the respondents to file a reply thereto within three days thereafter.

188. John Roehm, Petitioner, vs. Paul R. G. Horst et al.

The argument of this cause was commenced by Mr. Samuel Dickson, of counsel for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles F. Joy it is ordered that James C. Jones, Esquire, of St. Louis, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. M. Springer it is ordered that Charles G. Sachse, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that John D. Works,

of San Diego, State of California, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.)

972. Blanche I. Harrison et al., Plffs in Error, vs. Franklin J. Morton

On motion of Mr. Edgar H. Lane, of counsel for the defendant in error to file printed brief in opposition to the motion for an order allowing time in which to print the transcript of record herein.

188. John Rochm, Petitioner, vs. Paul R. G. Horst et al.

The argument of this cause was continued by Mr. Samuel Dickson, of counsel for the petitioner, and Mr. F. P. Prichard, of counsel, for the respondents, and concluded by Mr. Samuel Dickson, of counsel for the petitioner.

189. Philip Werlein, Plff in Error, vs. The City of New Orleans,

Mr. Edwin T. Merrick, of counsel, suggested the death of Philip Werlein, the plaintiff in error herein, and moved the Court to make Bettie P. Werlein Testamentary Executrix of the succession of said Philip Werlein, deceased, the party plaintiff in error in this cause. Whereupon, it is now here ordered by the Court that the said Bettie P. Werlein,

Merlein, deceased, be, and she is hereby, made the party plaintiff in error in this cause.

187. Bettie P. Merlein, Testamentary Executrix &c., Plff in Error, vs. The City of New Orleans. This cause was argued by Wm. Edwin P. Merrick, of counsel for the plaintiff in error, and Mr. R. A. Dickenor, of counsel for the defendant in error.

193. Sah. Carter, Plff in Error, vs. The State of Texas. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. H. N. Smith and Mr. E. M. Hewlett, of counsel for the plaintiff in error, and Mr. T. S. Smith, of counsel for the defendants in error.

194. Paul J. Petit, Plff in Error, vs. The State of Minnesota. This cause was argued by Mr. Joseph H. Molyneaux, of counsel for the plaintiff in error, and Mr. W. B. Douglas, of counsel, for the defendant in error.

Friday, March 16th, 1900, Continued.

198. The Cleveland, Cincinnati, Chicago & St. Louis Railway Co., Plff in Error, vs. The People of the State of Illinois ex rel. Thomas M. Jett.

This cause was argued by Mr. John T. Dye, of counsel for the plaintiff in error, and submitted on a printed argument by Mr. E. C. Atkin, of counsel for the defendant in error.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered, that Henry B. Closson, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Don M. Dickinson it is ordered that Benjamin S. Warren, Esquire, of Detroit, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by

Monday, March 19th, 1900, Continued.

Fiske, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. W. Haskell it is ordered that James W. Hawes, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. A. Thoon it is ordered that Henry D. Green, Esq...., of Reading, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

97. Wales-Pierce Oil Company, Plff in Error, vs. The State of Texas. In Error to the Court of Civil Appeals for the Third Supreme Judicial District of the State of Texas.

This cause came on to be heard on the transcript of the record from the Court of Civil Appeals for the Third Supreme Judicial District of the State of Texas, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Civil Appeals in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

Dissenting:
Mr. Justice Harlan.

153. Willis Thorp, Plff in Error, vs. S. A. Bonnifield et al. Transferred from the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by Counsel. On consideration whereof it is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice Peckham.

576. William P. Landon, Petitioner, vs. Justus L. Buckley et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Justice Gray.

(The Chief Justice took no part in the consideration and disposition of this application.)

105. C. P. Huntington, as Special Receiver of The Central Land Company of West Virginia, Appellant, vs. W. K. Cowden, Administrator &c. of John B. Laidley, deceased, W. S. Laidley, Thomas J. Bryan et al. Appeal from the Circuit Court of the United States for the District of West Virginia.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of West Virginia, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings.

Per Mr. Justice Gray.

Dissenting:
Mr. Justice Brewer.

145. John N. Quackenbush, Appellant, vs. The United States. Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that

cause be, and the same is hereby, affirmed.
Per Mr. Chief Justice Fuller.

The Chief Justice announced that the Court will adjourn on Monday the 26th instant, to Monday, April 9th next.

923. Blanche I. Harrison et al., vs. Plffs in Error. Franklin J. Morton. On consideration of the motion for additional time in which to print the transcript of record in this cause, and of the argument of counsel thereupon had as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is hereby, denied, but the cause will not be called for argument before April 9th.
Per Mr. Chief Justice Fuller.

318. The Illinois Central R.R. Co., Appellant, vs. Hirt Adams, State Revenue Agent, et al.
319. The Illinois Central R.R. Co., Appellant, vs. Hirt Adams, State Revenue Agent, et al.
320. The Yazoo & Mississippi Valley R.R. Co., Appellant, vs. Hirt Adams, State Revenue Agent, et al.
324. The Yazoo & Mississippi Valley R.R. Co., et al. vs. Plffs in Error.

On consideration of the motion to advance these cases for argument after case No. 292,

It is now here ordered by the Court that said motion be, and the same is here-

the cases shall be argued as one case.

Per Mr. Chief Justice Fuller.

1186. The Oregon Railroad & Navigation Company et al., Petitioners, vs. Robert Balfour et al. On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

505. John P. Mallett et al., Plffs in Error, vs. The State of North Carolina. It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

537.	The Westinghouse Air Brake Company, Petitioner, vs. The New York Air Brake Company et al.	On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Second Circuit

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

538.	Thomas A. Hamilton and Elizabeth H. Hamilton, his wife, Petitioners. vs. J. Gurney Fowler et al.	On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

Monday, March 19th., 1900, Continued.

563. Antonio Griego et al., Appellants, vs. The United States.

Mr. Solicitor General Richards, of counsel for the appellee, having filed in open Court, the following certificate, to wit:

"In the Court of Private Land Claims.

United States of America, Territory of New Mexico. } ss.

I, James H. Reeder, Clerk of the Court of Private Land Claims, do hereby certify that in a certain cause pending in said Court, the same being No. 173, on the dockets of said Court, wherein Antonio Griego, Albino Lopez, Manuel Valdez, and Juan José N. Cordova, were complainants and the United States of America was defendant, a final decree was entered by said Court of Private Land Claims, on the 4th day of September, A.D. 1899, rejecting the grant therein sued for, and thereupon said complainants prayed an appeal to the Supreme Court of the United States which was on said 4th day of September, A.D. 1899, allowed by said Court of Private Land Claims.

In testimony whereof, I have hereunto subscribed my name and attached the seal of said Court of Private Land Claims, at Santa Fe, New Mexico, this 21st day of February, A.D. 1900.

(Seal)

James H. Reeder, Clerk C. P. L. C.

By James L. [illegible] Deputy.

moved the Court to docket and dismiss this cause, pursuant to the 9th rule: and it appearing to the Court that the appellants have failed to have their cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged and decreed by this Court that this appeal from the Court of Private Land Claims be, and the same is hereby, docketed and dismissed; and that this cause be, and the same is hereby, remanded to the said Court of Private Land Claims to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

564. Joseph H. Gurule et al., Appellants, vs. The United States et al. Mr. Solicitor General, Richards, of counsel for the appellees, having filed in open Court the following certificate, to wit:

"In the Court of Private Land Claims.

United States of America, } ss.
Territory of New Mexico. }

I, James H. Reeder, Clerk of the Court of Private Land Claims, do hereby certify that in a certain cause pending in said Court, the same being cause Nos. 70 and 269, (consolidated), on the dockets of said Court, wherein Joseph H. Gurule, Francisco Trujillo, Maximo S. Otero, Antonio José Gallegos, Frances Fremont, José Maria Skinner, Jesus Gonzales, Narciso Gutierrez, Eustaquio Barreras, Felipe Padia, Arsenio

Antonio Jose Gallegos, Nicolas Gutierrez, Roman Chavez, Reyes Candelaria, Luis Jose Barreras, J. Vidal Mora, Eusebio Gurule, Romualdo Nieto, Nicanor Armijo, Jeronimo Gurule, Eulimio Gonzales, Pablo Barreras, Nestor Gonzales, Amado Mora, Emiterio Gutierrez, Dolores Gurule, Jose Candelaria, Manuel Candelaria, Benito Chaves, Jose A. Garcia y Gurule, Juan Chaves, Antonio Garcia, Pedro Anto. Serna, Juan Antonio Chavez, Jose Emiterio Montano, Simon Gonzales, Marcelino Archibeque, Nestor Nieto, Florencio Martinez, Basilio Garcia, Marcilla Gonzales, Henry Calwell, Nabor Gurule, Epifanio Calwell, Luis Chaves, John Calwell, Jose Padilla, Juan Nieto, Agapito Garcia, Jose M. Serna, Tesio Suazo, J. M. Skinner, Juan Baros, R. M. Cuniz, Jose Gallegos, Barbara Gurule, Cirilio Montano, Manuel A. Trujillo, Juan Padilla, Pablito Chavez, and Cornelia Montoya, were plaintiffs and the United States of America and Thomas B. Catron, The New Mexico Mining Company, The Cerrillos Coal Railroad Company and the Santa Fe Copper Company were defendants, a final decree was entered by said Court of Private Land Claims on the 7th day of August, A.D. 1899, confirming in part the grant therein sued for, and that thereupon said complainants prayed an appeal to the Supreme Court of the United States which was on the 5th day of September, A.D. 1899, allowed by said Court of Private Land Claims.

Subscribed my name and attached the seal of said Court of Private Land Claims, at Santa Fe, New Mexico, this 21st day of February, A.D. 1900.

(Seal)

James H. Reeder,
Clerk U. S. P. L. C.,
By Ireneo L. Chaves,
Deputy Clerk."

moved the Court to docket and dismiss this cause pursuant to the 9th rule: and it appearing to the Court that the appellants have failed to have this cause filed and docketed in conformity with the rules of this Court. It is now hereupon ordered, adjudged, and decreed by this Court that this appeal from the Court of Private Land Claims be, and the same is hereby, docketed and dismissed; and that this cause be, and the same is hereby, remanded to the said Court of Private Land Claims to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

565. Florencio Sandoval et al., Appellants, vs. The United States. Mr. Solicitor General Richards, of Counsel for the appellee, having filed in open Court the following certificate, to wit:

"In the Court of Private Land Claims.

United States of America, } ss.
Territory of New Mexico. }

of the Court of Private Land Claims, do hereby certify that in a certain cause pending in said Court, the same being cause Nos. 130 and 182 (Consolidated), on the dockets of said Court, wherein Florencio Sindoval, Jose Albino Baca, and Jose Manuel Montoya, were complainants and the United States of America was defendant, a final decree was entered by said Court of Private Land Claims on the 29th day of August, A.D. 1899, confirming the grant therein sued for in part, and that thereafter, to wit, on the 2nd day of September, A.D. 1899, said complainants prayed an appeal to the Supreme Court of the United States, which was on said 2nd day of September, A.D. 1899, allowed by said Court of Private Land Claims.

In testimony whereof, I have hereunto subscribed my name and attached the seal of said Court of Private Land Claims, at Santa Fe, New Mexico, this 21st day of February, A.D. 1900.

(Seal)

James H. Reeder,
Clerk C. P. L. C.,
By Irene L. Chaves,
Deputy Clerk."

moved the Court to docket and dismiss this cause pursuant to the 9th rule: And it appearing to the Court that the appellants have failed to have their cause filed and docketed in conformity with the rules of this Court, It is now here ordered, ad-

from the Court of Private Land Claims be, and the same is hereby, docketed and dismissed; and that this cause be, and the same is hereby, remanded to the said Court of Private Land Claims to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

255. The Texas & Pacific Railway Company vs. Mollie Wagley, Walter C. Wagley and Clarence Wagley. In Error to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause having been called to the attention of the Court by Mr. John F. Dillon, of counsel for the plaintiff in error, and he having moved the Court to dismiss the writ of error in this cause, Therefore, in pursuance of said motion, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

350. John Bad Elk, Plff in Error, vs. The United States. On motion of Mr. Assistant Attorney General Boyd, It is ordered by the Court that the counsel for the defendant in error be granted until April 9th next within which to file

Monday, March 19th, 1900. Continued.

557. The Equator Cathedral Glass Co., et al., Petitioners, vs. The Wire Glass Co., et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Horace K. Tenney, in support of the same, and Mr. Lysander Hill, in opposition thereto.

560. The Waterbury Manufacturing Company, Petitioner, vs. Harriet N. Hales. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. John K. Beach and Mr. Edmund Wetmore, in support of the same, and Mr. Roger Foster, in opposition thereto, and leave was granted Counsel for the respondent to file an additional brief within two weeks.

392. Ellen J. O. Phinney et al., Plffs in Error, vs. The Trustees of the Sheppard and Enoch Pratt Hospital. The motion to dismiss in this cause was submitted to the consideration of the Court on the record and printed arguments by Mr. William Pinkney Whyte, in support of the same, and Mr. E. J. D. Cross, in opposition thereto.

559. The American Sugar Refining Company, Petitioner, vs. The United States. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. H.B. Closson and Mr. John E. Parsons, in support of the same.

205. J.N. Hampson, Appellant, vs. Frank Dysart, Appeal from the Supreme Court of the Territory of Arizona.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is therefore, in pursuance of the tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed, with costs.

Per Mr. Chief Justice Fuller.

199. The Wisconsin, Minnesota & Pacific Railroad Co., Plff in Error, vs. Jacob F. Jacobson. This cause was argued by Mr. W. B. Douglas, of counsel, for the defendant in error, and submitted on a printed argument by Mr. Albert E. Clarke, of counsel for the plaintiff in error.

901. A. C. Osborne et al., vs. Appellants, The San Diego Land and Town Co., of Maine.)

This cause was argued by Mr. Alfred Haines, of counsel for the appellants, and Mr. John D. Works, of counsel for the appellee.

902. The Western Union Telegraph Company, vs. Appellant, The Ann Arbor Railroad Co. Appellant.

The argument of this cause was commenced by Mr. John F. Dillon, of counsel for the

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met, to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer,
Henry B. Brown, Associate
George Shiras, Jr., Justices.
Edward D. White
Rufus W. Peckham
Joseph McKenna,
John M. Wright, Esquire, Marshal.,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf, by Mr. Rush Taggart it is ordered that John Desmond, Esquire, of Rochester, State of New York, and Clarence Blair Mitchell, Esquire, of New York City, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Kearney it is ordered that John S. Rodgers, Esquire, of Charleroi, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was,

Tuesday, March 20th, 1900, Continued.

On motion first made to the Court in this behalf by Mr. J. L. Lentz it is ordered that L. Benton Bussing, Esquire, of Columbus, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

202. The Western Union Telegraph Company, vs. Appellant, The Ann Arbor Railroad Co.

The argument of this cause was concluded by Mr. John F. Dillon, of counsel for the appellant, and leave was granted counsel for the appellee to file a printed brief herein within ten days.

203. The North American Transportation & Trading Co., vs. Plff in Error, Donald Morrison,

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Frederick Bausman, of counsel for the plaintiff in error, and Mr. John Arthur and Mr. L. A. Wheeler, of counsel for the defendant in error.

204. George L'Hote et al., vs. Plffs in Error, The City of New Orleans.

This cause was argued by Mr. E. A. McCaleb, of counsel for the plaintiffs in error, and Mr. J. J. McLoughlin, of counsel for

Mr. Branch K. Miller, of counsel for the defendant in error, to file a printed brief herein within one week.

206. August J. Henkel, Plff in Error, vs. The City of Cincinnati et al. Def'ts in Error.

The argument of this cause was commenced by Mr. L. Denton Pressing, of counsel for the plaintiff in error, and continued by Mr. Wade H. Ellis, of counsel for the defendants in error.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, March 21st, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Rufus W. Peckham
Joseph McKenna
Associate Justices.
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John Sidney Webb it is ordered that William Parmenter Martin, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. J. McLoughlin it is ordered that J. N. Lucas, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by

Louis G. Addison, Esquires, of Columbus, State of Ohio, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

A. A. Bishop, on behalf of himself and others, Workmen, Clerks and Servants of House, Hazard & Co, an insolvent Corporation, Appellant,
921. vs.
The Excelsior Needle Company. } Appeal from the United States Circuit Court of Appeals for the Seventh Circuit.

This cause having been called for hearing in its regular order, and it appearing to the Court, that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

August J. Henkel, Plff in Error,
906. vs.
The City of Cincinnati, Def't. } The argument of this cause was continued by Mr. Wm. A. Ellis and Mr. Ellis G. Kinkead, of Counsel for the defendant in error, and concluded by Mr. L. Benton Tussing, of Counsel for the plaintiff in error.

207. The Union Refrigerator Transit Company, vs. Plff in Error, Stephen A. Lynch, Treasurer &c. This cause was argued by Mr. Percy Werner, of counsel for the plaintiff in error, and Mr. J. L. Rawlins, of counsel for the defendant in error.

208. The Shoshone Mining Co., vs. Appellant, Royal J. Rutter et al. This cause was argued by Mr. W. B. Heyburn, of Counsel for the appellant, and Mr. Curtis H. Lindley, of counsel for the appellee.

210. The Great Southern Fire Proof Hotel Co., vs. Petitioner, Benjamin F. Jones et al. The argument of this cause was commenced by Mr. John E. Baker, of counsel for the petitioner.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Thursday, March 22d, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney it is ordered that Francis H. Dexter, Esquire, of San Juan, Porto Rico, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edmund Wetmore it is ordered that S. M. Spackman and M. B. Macfarlane, Esquires of Tampa, State of Florida, be admitted to practice as attorneys and counsellors of this Court. And they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that Lee D. Mathias, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Ex parte In the matter of Orange Fuller, Assignee &c., Petitioner. Mr. J. L. Rawlins, of counsel for the Petitioner, submitted to the consideration of the Court a motion for leave to file a petition for a writ of mandamus herein.

224. J. H. Goodson vs. J. S. Raley and J. L. Raley. Appellant, Appeal from the District Court of the United States for the Southern District of Georgia.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

926. Joseph B. Glenn et al., vs. The Choctaw Nation, Appellants, Appeal from the United States Court in the Indian Territory.

This cause having been called for hearing in its

regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, it is, therefore, in pursuance of the tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed, with costs.

Per Mr. Chief Justice Fuller.

209. The Great Southern Fire Proof Hotel Co., Petitioner, vs. Benjamin F. Jones et al. The argument of this cause was continued by Mr. John E. Sabin, of counsel for the petitioner, and Mr. P. O'Linn and Mr. L. G. Addison, of counsel for the respondents, and concluded by Mr. D. F. Pugh, of counsel for the petitioner.

209. Harry Gundling, Plaintiff in Error, vs. The City of Chicago. This cause was argued by Mr. L. D. Mathias, of counsel for the plaintiff in error, and Mr. Frederic D. McKenney, of counsel for the defendant in error.

211. Emilie Saxlehner, Petitioner, vs. Eisner & Mendelson Co.
212. " " " " Siegel-Cooper Co.
213. " " " " Rudolph Gies.
214. " " " " Louis Marquet.
215. " " " " Alexander Nielsen

menced by Mr. Antonio Knauth, of counsel for the Petitioners.)

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan,
Horace Gray
Henry B. Brown Associate
George Shiras, Jr. Justices.
Edward D. White.
Rufus W. Peckham
Joseph McKenna,
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. S. M. Stockslager it is ordered that Richard F. Lewis, Esquire, of Juneau, Alaska, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace Chilton it is ordered that S. H. Cowan, Esquire of Fort Worth, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry D. Green it is ordered that Herbert K. Green,

to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf, by Mr. John N. Perry, it is ordered that Winthrop N. Perry, Esquire, of Southport, State of Connecticut, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

550. The American Sugar Refining Company, Petitioner, vs. The United States. On motion of Mr. Assistant Attorney General Hoyt leave is hereby granted counsel for the respondent to file a printed brief herein.

230. Hazen S. Pingree, vs. The Michigan Central Railroad Company. In Error to the Supreme Court of the State of Michigan.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed, with costs.

Per Mr. Chief Justice Fu

231. Glenn Tucker et al., Appellants, vs. The Choctaw Nation. Appeal from the United States Court in the Indian Territory.

This cause having been called for hearing in its regular order and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

211. Emilie Saxlehner, Petitioner, vs. Eisner & Mendelson Co.
212. " " " Siegel-Cooper Co.
213. " " " Rudolph Gies.
214. " " " Louis Marquet.
215. " " " Alexander Nielsen.

The argument of these cases was continued, by Mr. Antonio Knauth, of Counsel for the petitioner, and Mr. Charles J. Coe and Mr. Simeon Ebenezer, of Counsel for the respondents in Nos. 211, 212, 213 and 214, and concluded by Mr. John G. Johnson, of Counsel for the petitioner. Mr. Louis C. Raegner submitted case No. 215 on behalf of the respondent on a printed argument.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, March 26th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal;
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Drury W. Cooper, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. Thomas A. Clark it is ordered that George Whitefield Betts, Jr., Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. P. C. Calhoun it is ordered that John H. Powell, Esquire, of Meridian, State of Mississippi, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. J. Hemphill it is ordered that Arthur Pole, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

142. The Jamestown & Northern Railroad Company, Plff in Error, vs. Theodore J. Jones. In Error to the Supreme Court of the State of North Dakota.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of North Dakota, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby reversed with costs; and that this cause be, and the same is hereby remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court per Mr. Justice McKenna.

81. The Houston & Texas Central Railroad Company et al., Plffs in Error, vs. The State of Texas. In Error to the Court of Civil Appeals for the Third Supreme Judicial District of the State of Texas.

This cause came on to be heard on the transcript of the record from the Court of Civil Appeals for the Third Supreme Judicial District of the State of Texas, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Civil Appeals in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Court of Civil Appeals with instructions to remand the case to the District Court with directions to reverse its judgment and for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Peckham

82. The Galveston, Harrisburg & San Antonio Railway Co. et al., Plffs in Error, vs. The State of Texas. In Error to the Court of Civil Appeals for the Third Supreme Judicial District of the State of Texas.

This cause came on to be heard on the transcript of the record from the Court of Civil Appeals for the Third Supreme Judicial District of the State of Texas, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Civil Appeals in this

cause be, and the same is hereby, reversed with costs. And that this cause be, and the same is hereby, remanded to the said Court of Civil Appeals with instructions to remand the case to the District Court with directions to reverse its judgment and for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Peckham.

35. The United States, Appellant, vs. Clarence P. Elder, Smith Simpson, Thomas B. Catron et al. Appeal from the Court of Private Land Claims.

This cause came on to be heard on the transcript of the record from the Court of Private Land Claims, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Private Land Claims in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Private Land Claims with directions to reject the claim and dismiss the petition.

Per Mr. Justice White.

Dissenting:
Mr. Justice Shiras and
Mr. Justice McKenna.

108. The Farmers' Loan & Trust Company, vs. The Lake Street Elevated Rail-road Company, The American Trust & Savings Bank and The Northern Trust Company. (Plff in Error, In Error to the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Shiras.

H. Original. Ex parte In the matter of Jonas Grossmayer, Petitioner. On consideration of the petition for a writ of mandamus herein, the return to the rule to show cause, and of the argument of Counsel thereupon had, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Justice Gray.

107. E. F. Blaer, Appellant, vs. Waller P. Jackson. Appeal from the Supreme Court of the Territory of Oklahoma.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Oklahoma, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court with directions to set aside the decree and for such further proceedings as may be consistent with law and with the opinion of this Court.

Per Mr. Justice Harlan.

143. J. C. Potts, Appellant, vs. Thomas N. Hollen. Appeal from the Supreme Court of the Territory of Oklahoma.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Oklahoma, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded

ceedings as may be consistent with law and with the opinion of this Court.

per Mr. Justice Harlan

166. William Carmichael, T. Kilgore, Robert Taylor et al. vs. Plffs in Error and Appts, Francis X. Eberle.) In Error to and Appeal, from the Supreme Court of the Territory of New Mexico.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of New Mexico, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause and this appeal be, and the same are hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Fuller.

113. Charles W. Colling et al., vs. Appellants, A. A. Godard, as Attorney General &c, et al. It is ordered by the Court that this cause be, and the same is hereby, restored to the docket for re-argument at the next term.

per Mr. Chief Justice Fuller

557. The Streator Cathedral Glass Co, et al., Petitioners, vs. The Hire Glass Company et al. On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Seventh Circuit

On consideration of the petition for a writ of Certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by this Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

559. The American Sugar Refining Company, Petitioner, vs. The United States. On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Second Circuit

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of Orange Fuller, Assignee of Manny G. Butler and Robert E. Butler, composing the firm of Butler Brothers,
10, Original. Petitioner.

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It is now
ordered by the Court that said motion b
the same is hereby, granted.
Per Mr. Chief Justice F

Ex parte In the matter of Orange Fuller, Assignee of Manny G. Butler & Robert E. Butler, composing the firm of Butler Brothers,
10, Original. Petitioners.

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It is now
ordered by
Court that
be shown by the Honorable W. H. H. Clayton
Judge of the United States Court in the Ind
Territory, Central District, before this Cou
the City of Washington, on Monday, April
next, at 12 o'clock noon of that day, or as
thereafter as counsel can be heard, why a
of mandamus should not issue as pray
said petition.
Per Mr. Chief Justice. Fil

158. Henry L. Mitchell, Governor, et al., vs. Appellants, Charles M. Turman, as Administrator &c, et al.

It is ordered by the Court that this cause be, and the same is hereby, restored to the docket for re-argument at the next term.

per Mr. Chief Justice Fuller.

552. Oliver S. Kelly et al., vs. Petitioners. The Springfield Railway Co. et al.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Julian C. Dowell and Mr. F. P. Fish, in support of the same, and Mr. Drury W. Cooper and Mr. Thomas B. Kerr, in opposition thereto.

573. La Compagnie Générale, Transatlantique, vs. Petitioner, Charles A. Middleton, Admr. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. E. K. Jones, in support of the same, and Mr. George Whitefield Betts, Jr. and Mr. J. Parker Kirlin, in opposition thereto, and leave was granted Counsel for the respondent to file an additional brief within one week.

568 James H. Oakford, Petitioner, vs. Frances A. Hackley

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Maxwell Evarts, in support of the same, and Mr. A. H. Palmer and Mr. R. C. Dale, in opposition thereto.

569 The Tennessee Coal, Iron & Railroad Company, Petitioner, vs. Frank H. Pierce.

The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. H. T. Grubb and Mr. Walker Percy, in support of the same.

570 The Geiser Manufacturing Co., Petitioner, vs. Frick Company.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. John G. Johnson, in support of the same, and Mr. Francis Rawle and Mr. F. P. Fish, in opposition thereto.

Ex parte In the matter of Ramon Baez, Petitioner

Mr. Frederic D. McKenney, of counsel for the petitioner, submitted to the consideration of the Court a motion for leave to file a petition

leave was granted the Solicitor General to file a printed brief within one week and to Counsel for the petitioner to file a reply thereto within three days thereafter.

241. Fred. Hewitt, Pltff in Error, vs. Emil Schultz et al. On motion of Mr. A. G. Browne, in behalf of Counsel, It is ordered by the Court that this cause be, and the same is hereby, passed to be argued with Cases Nos. 283, 284 & 285, as one case.

Proclamation being made the Court is adjourned until Monday, April 9th next at twelve o'clock M.

Monday, April 9th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras, Jr., Associate Justices.
Edward D. White
Rufus W. Peckham
Joseph McKenna

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Francis Pope, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Willis VanDevanter it is ordered that John W. Lacey, Esquire, of Cheyenne, State of Wyoming, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by

Mr. Charles F. Joy it is ordered that Mrs. Victoria Gondling-Whitney of St. Louis, State of Missouri be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis Marshall it is ordered that Porter W. French, Esquire, of Rochester, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Leroy P. Youmans it is ordered that John C. Verner, Esquire, of Columbia, State of South Carolina, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. J. Bowers it is ordered that D. B. H. Chaffe, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Percy L. Ford it is ordered that William M. Abbott, Esquire, of San Francisco, State of California be admitted to practice as an attorney and coun-

On motion first made to the Court in this behalf by Mr. Patrick O'Farrell it is ordered that Mr. Charles Foley, Esquire, of Brooklyn Boro', New York City, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Lindsay it is ordered that Edwin L. Kalish, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Smith McPherson it is ordered that H. T. Reed, Esquire, of Creseo, State of Iowa, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney it is ordered that Charles F. Loesch, Esquire, of Chicago, State of Illinois, Samuel Park and George A. Emerson, Esquires, of New York City, and R. G. Bickford, Esquire, of Newport News, State of Virginia, be admitted to practice as attorneys and Counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. William B. King it is ordered that William A. Robeson, Esquire, of Washington, D.

of Columbia, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. C. Bryan it is ordered that Dayton A. Doyle, Esquire, of Akron, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The Saranac Land & Timber Company, Plff in Error, vs. Minnie A. Roberts, as Comptroller of the State of New York. In Error to the Circuit Court of the United States for the Northern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed, with costs.

Mr. Mr. Justice McKenna

160. The Minneapolis & St. Louis Railway Company et al., Plffs in Error, vs. Henry A. Gardner. — In Error to the Supreme Court of the State of Minnesota.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

187. Richard T. Caffrey, as County Clerk of Oklahoma County, Oklahoma Territory, Plff in Error and Appellant, vs. The Territory of Oklahoma on the relation of Harper S. Cunningham, Attorney General. — In Error to and Appeal from the Supreme Court of the Territory of Oklahoma.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Oklahoma, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause and this appeal be, and the same are hereby, dismissed for the want of jurisdiction.

Per Mr. Justice McKenna.

Richard F. Caffrey, County Clerk of Oklahoma County
vs. } In Error to and Appeal from the
The Territory of Oklahoma ex rel. W. R. Taylor, County Attorney of Oklahoma County. } Supreme Court of the Territory of Oklahoma.

274.

It appearing to the Court that a stipulation of counsel for the respective parties that the same judgment be entered in this cause as in case No. 182 on the docket for the present term has been filed. Therefore, in pursuance of said stipulation, It is now here ordered and adjudged by this Court that the writ of error in this cause and this appeal be, and the same are hereby, dismissed for the want of jurisdiction.

Per Mr. Justice McKenna.

Camden & Suburban Railway Company,
vs. } On a certificate from the United States Circuit Court of Appeals for the Third Circuit.
David S. Stetson.

175.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel. On consideration whereof, It is the opinion of this Court that the third question certified must be answered in the affirmative. Whereupon, It

tified to the said United States Circuit Court of Appeals.

(Per Mr. Justice Peckham.)

Dissenting:
Mr. Justice Harlan.

180. Oliver O. Forsyth, Administrator of the estate of Jacob Forsyth, deceased, Plff in Error, vs. Henry P. T. Vehmeyer. In Error to the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

(Per Mr. Justice Peckham.)

209. Henry Gundling, Plff in Error, vs. The City of Chicago. In Error to the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the

same is hereby, affirmed with costs.
Per Mr. Justice Peckham.

178. The Louisville & Nashville Railroad Company, Plff in Error, vs. A. L. Schmidt, in his own behalf, and as Trustee of the bondholders of the Northern Division of The Cumberland & Ohio Railroad Company, et al. In Error to the Court of Appeals of the State of Kentucky.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of Kentucky, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby, affirmed with costs.
Per Mr. Justice White.

151. Elizabeth S. Overby, Leonora A. Pace, Kate Culberson et al., vs. Fannie A. Gordon. In Error to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the

is hereby, affirmed with costs.

Per Mr. Justice White.

The Ohio Oil Company, Plff in Error, vs. The State of Indiana, Def't in Error. In Error to the Supreme Court of the State of Indiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Indiana, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice White.

823. The Ohio Oil Company, Plff in Error, vs. The State of Indiana for the use of Madison County, Def't in Error. In Error to the Supreme Court of the State of Indiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Indiana, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice White.

85. The Ohio Oil Company, Plff in Error, vs. The State of Indiana for the use of Madison County. In Error to the Supreme Court of the State of Indiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Indiana, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be and the same is hereby, affirmed with costs. Per Mr Justice Shiras.

169. The United States, Petitioner, vs. Joseph S. Harris, Edward M. Paxson, and John Lowber Welsh, Receivers of The Philadelphia & Reading Railroad Company. On writ of Certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District

trict of Pennsylvania.

Per Mr. Justice Shiras.

933. The Credits Commutation Company and The Combination Bridge Company, Appellants, vs. The United States et al. Appeal from the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and on motions to dismiss or affirm which were argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Nebraska.

Per Mr. Justice Shiras.

Mr. Justice McKenna took no part in the decision of this case.

The Credits Commutation Company and The Combination Bridge Company, Appellants, vs. F. Gordon Dexter and Oliver Ames, Second, Trustees, et al. 234. Appeal from the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and on motions to dismiss or affirm which were argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Nebraska.

Per Mr. Justice Shiras.

Mr. Justice McKenna took no part in the decision of this case.

The Credits Commutation Company and The Combination Bridge Company, Appellants, vs. Oliver Ames, Second, and Samuel Carr, Executors of the last will & testament of Frederick L. Ames, deceased, et al. 235. Appeal from the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of

to dismiss or affirm which were argued by counsel. On consideration whereof. It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Nebraska.

Per Mr. Justice Shiras

Mr. Justice McKenna took no part in the decision of this case.

139. Oscar M. Springer, Petitioner, vs. Anders Jakobsen, Claimant of the Norwegian Steamship "Albert Dumois", et al. — On writs of Certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

272. Anders Jakobsen, Claimant of the Norwegian Steamship "Albert Dumois", Petitioner, vs. Oscar M. Springer et al.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, on writ of certiorari and cross-writ, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed

each petitioner to pay one-half of the costs in this Court; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Louisiana.

Per Mr. Justice Brown.

Dissenting:
Mr. Chief Justice Fuller and
Mr. Justice Peckham.

170. Supreme Lodge Knights of Pythias, Plff in Error, vs. Josephine R. Withers. In Error to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals and the judgment of the Circuit Court of the United States for the Middle District of Alabama in this cause be, and the same are hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court.

Per Mr. Justice Brown.

Monday, April 9th, 1900, Continued.

183. John N. Arnold, vs. Lewis Hatch. In Error to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Brown.

57. Morris Heim, vs. The United States. Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Brewer.

126.

200.

Thomas H. Hyde, (Def'dt in Error,)
vs. In Error to the Supreme
Bishop Iron Company Court of the State of
et al. Minnesota.)

No.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by Counsel.

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be and the same is hereby affirmed with costs.

Per Mr. Justice Brown.

The Consolidated Canal Co. et al., Appeal from the Supreme Court of the Territory of Oregon.
vs. Appellant,
The Mead Canal Company.

No.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Arizona, and was argued by Counsel.

On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, affirmed, with costs.

Per Mr. Justice Brown.

370. John T. Boske, Sheriff of Kenton County, Kentucky, Appellant, vs. David N. Consingore, Appeal from the District Court of the United States for the District of Kentucky.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Kentucky, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the order of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Harlan.

176. Edward B. Wesley, Appellant, vs. Howard P. Eells, Appeal from the Circuit Court of the United States for the Northern District of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Ohio, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Harlan.

210.

109.

The Great Southern Fire Proof Hotel Company, Petitioner,
vs.
Benjamin F. Jones et al., and Soloman & Landes

Writ of Certiorari to the United States Circuit Court of Appeals for the Sixth Circuit

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel. On consideration whereof, It is ordered, adjudged, and decreed by this Court that the decrees of the said United States Circuit Court of Appeals and the decree of the Circuit Court of the United States for the Southern District of Ohio in this cause be, and the same are hereby, reversed with costs; and that this cause be, and the same is hereby remanded to the said Circuit Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Harlan.

James Bristol, as Executor of the last will and testament of Sophia M. Bristol, deceased, Plff in Error,
vs.
Washington County, State of Minnesota.

In Error to the Circuit Court of the United States for the District of Minnesota.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United

argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court with a direction to exclude the taxes for the years 1883 to 1888 inclusive, and to render judgment for the taxes, penalties and interest after the latter year.

Per Mr. Chief Justice Fuller.

207. The Union Refrigerator Transit Company, Plff in Error, vs. Stephen A. Lynch, Treasurer of Salt Lake County, and Collector of Taxes therein. In Error to the Supreme Court of the State of Utah.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Utah, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

Mr. Justice White did not hear the argument and took no part in the consideration and disposition of this case.

480. Clarence Murphy, Plff in Error, vs. The Commonwealth of Massachusetts. In Error to the Superior Court of the State of Massachusetts.

This cause came on to be heard on the transcript of the record from the Superior Court of the State of Massachusetts, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Superior Court in this cause be, and the same is hereby affirmed with Costs.

per Mr. Chief Justice Fuller.

194. Paul J. Petit, Plff in Error, vs. The State of Minnesota. In Error to the Supreme Court of the State of Minnesota.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by Counsel; On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed, with costs.

per Mr. Chief Justice Fuller.

111. The Crystal Springs Land and Water Company and S. G. Murphy, vs. The City of Los Angeles. Appellants, Appeal from the Circuit Court of the United States for the Southern District of California.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of California, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

116. August J. Henkel, vs. Riff in Error, The City of Cincinnati et al. In Error to the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by Counsel. On consideration whereof, It is now here ordered, and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller

392.	Ellen J. O. Phinney, Gerald C. Tobey, Horace P. Tobey et al., Plffs in Error, vs. The Trustees of the Sheppard and Enoch Pratt Hospital.	In Error to the Court of Appeals of the State of Maryland.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of Maryland, and on a motion to dismiss which was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

560.	The Waterbury Manufacturing Company, Petitioner, vs. Harriott N. Wales.	On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

559.	Oliver S. Kelly and The General Electric Company, vs. The Springfield Railway Company.	On petition for certiorari to the States Circuit Appeals for the Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit of Appeals for the Sixth Circuit, and of the argument of Counsel thereupon had as well support of as against the same, It is now ordered by the Court that said petition the same is hereby, denied.

(per Mr. Chief Justice Fu

567.	The Geiser Manufacturing Company, vs. Thiel Company.	On petition for a w certiorari to the Un Circuit Court of for the Third C

On consideration of the petition for a writ of ce herein to the United States Circuit Court of for the Third Circuit, and of the argument of sel thereupon had, as well in support of as the same, It is now here ordered by the Cou said petition be, and the same is hereby, d

(per Mr. Chief Justice Fu

568. James H. Oakford, Petitioner, vs. Frances A. Hackley. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

569. The Tennessee Coal, Iron & Railroad Company, Petitioner, vs. Frank H. Pierce. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

573. La Compagnie Generale Transatlantique, Petitioner, v. Charles N. Middleton, as Administrator &c., of Robert N. Middleton, deceased.

On petition for writ of certiorari United States Court of Appeals the Second

On consideration of the petition for a writ of certiorari herein to the United States Circuit of Appeals for the Second Circuit, and of argument of Counsel thereupon had, as to support of and against the same, It is now ordered by the Court that said petition the same is hereby denied.

Per Mr. Chief Justice Fu

570. Oberlin M. Carter (on the petition of Abram J. Rose), v. Abbot Kinney, Error, Captain Benjamin K. Roberts.

The motions to miss or affirm this cause submitted to Considerati

the Court on the record and printed argume by Mr. Solicitor General Richards, in sup the same, and Mr. A. J. Rose and Mr. B. F. in opposition thereto.

S. Original. The State of Minnesota, Complainant, v. Ethan A. Hitchcock, Secretary of the Interior, et al.

On motion of sistant Attorn and Van Devan Counsel for

ordered by the Court that the time in which to plead herein be, and the same is hereby, extended to May 7th.

Ex parte In the matter of W. P. Conaway, Receiver &c., Petitioner, — This case was submitted to the consideration of the Court on printed

J. Original.

arguments by Mr. W. L. Hillyer, of counsel for the petitioner, and Mr. H. H. Anderson, of counsel for the respondents, and leave was granted counsel for the petitioner to file an additional brief within ten days.

The New Orleans & Northeastern Railroad Company, Petitioner, v. E. T. Clements. — The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by

576.

Mr. John H. Fewell, in support of the same, and Mr. Hoke Smith, in opposition thereto.

Ex parte In the matter of Adrian B. Westervelt et al., Petitioners. — Mr. T. A. Connolly, of counsel for the petitioners, submitted to the consideration of the Court a motion for leave to file a petition for a writ of mandamus herein

7, Original. The State of Missouri, Complainant, vs. The State of Illinois et al.

On motion of Mr. William M. Springer, of Counsel for the defendants, leave is hereby granted to file a demurrer herein, and leave is granted Counsel for the complainant to file a printed brief thereon within twenty days.

582.

1884. Turret Steam Shipping Co., Limited, Claimant &c., Petitioner, vs. A. G. Hall et al.

The motion for an order directing the District Court to issue execution herein was submitted to the consideration of the Court by Mr. E. E. Blodgett, in support of the same.

589.

561. Edward Clifford (on the petition of John Woods), Appellant, vs. Carl H. Reumpler, Sheriff &c.

The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and a printed argument by Mr. James S. Erwin, in support of the same.

Motion that mandate issue at once when one is decided was submitted by Mr. James S. Erwin.

598.

595. Henry Cleaves et al., Petitioners, vs. Malcolm M. Jamieson et al.

The petition for a writ of certiorari herein was sub-

sideration of the Court on printed arguments by Mr. Henry D. Estabrook, in support of the same, and Mr. John A. Hamline, Mr. F. A. Scott, Mr. S. P. McConnell, and Mr. N. K. Fenney, in opposition thereto.

The Thames Towboat Co., Petitioner, vs. Henry A. Haines, Master. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Samuel Park and Mr. James E. Carpenter, in support of the same, and Mr. R. M. Hughes and Mr. P. S. Garnett, in opposition thereto.

Frank L. Neal, Trustee, Petitioner, vs. The Thames Towboat Co., Claimant. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Henry Galbraith Ward, in support of the same, and Mr. Samuel Perk, in opposition thereto.

Lizzie Manogue and James B. Caffrey, Plffs in Error, vs. John E. Herrell and Patrick Maloney. In Error to the Court of Appeals of the District of Columbia.

And appearing to the Court that an authentic copy of com-

of error in this cause has been filed. Therefore, in pursuance of said authority, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

716. Henry P. Clarke vs. Plff in Error, Nancy B. Clarke et al. The argument of this cause was commenced by Mr. S. T. Phillips, of Counsel for the plaintiff in error, and continued by Mr. John H. Perry, of Counsel for the defendants in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Henry Budd it is ordered that James D. Caldwell and Alfred Day Hiler, Esquires, of Philadelphia, State of Pennsylvania, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas N. Jett it is ordered that J. N. Allenbury, Esquire, of Litchfield, State of Illinois be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Mr. C. A. Culberson it is ordered that Benjamin P. Looney, Esquire, of Greenville, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf, by Mr. George Kearney it is ordered that George W. Edminster, Esquire, of Elmira, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

216. Henry P. Clarke, vs. Plff in Error, Nancy B. Clarke et al. The argument of this cause was continued by Mr. John A. Perry, of counsel for the defendants in error, and concluded by Mr. L. F. Youmans, of counsel for the plaintiff in error.

546. George Dewey, vs. Appellant, The United States. The argument of this cause was commenced by Mr. William B. King, of counsel for the appellant, continued by Mr. Benjamin Micou, of counsel for the appellant, and Mr. Assistant Attorney General Pradt, of counsel for the appellee, and concluded by Mr. A. A. Herbert, of counsel for the appellant.

217. Moffett, Hodgkins & Clarke Co., vs. The City of Rochester et al. Petitioner

The argument of this cause was commenced by Mr. Louis Marshall, of counsel for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, April 11th. 1900.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. L. C. Burton it is ordered that William B. Rodgers, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Springer it is ordered that James M. Givens, Esquire, of Muskogee, Indian Territory, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Fred Bell
vs. Plaintiff,
The State of Mississippi.

Mr. C. J. Jones of counsel for the plaintiff, submitted to the consideration of the Court a motion for leave to bring an original suit in this Court.

217. Moffett, Hodgkins & Clarke Co.,
vs. Petitioner
The City of Rochester et al

The argument of this cause was continued by Mr. Louis Marshall, of counsel for the petitioner, and concluded by Mr. Porter W. French, of counsel for the respondents.

218. George H. Earle, Jr., Receiver &c.,
vs. Plff in Error,
The Commonwealth of Pennsylvania use &c., of The Commonwealth Title Insurance & Trust Company, Trustee.

219. George H. Earle, Jr., Receiver &c.,
vs. Plff in Error,
William Conway, &c.

The argument of these cases was commenced by Mr. John G. Johnson, of counsel for the plaintiff in error, and continued by Mr. Alfred Day Hilder, of counsel for the defendant in error in No. 218, and Mr. James C. Hillwell, of counsel for the defendant in error in No. 219, and concluded by Mr. Asa W. Waters, of counsel for the plaintiff in error.

Wednesday, April 11th, 1900. Continued.

922. George S. Williams, vs. Error, C. E. Mingo.

The argument of this cause was commenced by Mr. H. L. Henson, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, April 12th, 1900.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Knight, Esquire, Marshal.
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. J. Jenkins it is ordered that James N. Davidson, Esquire, of Oshkosh, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr William F. Mellingly it is ordered that Nathaniel Carusi, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that Charles F. Ainsworth, Esquire, of Phoenix, Territory of Arizona, and Oscar Englander, Esquire, of New York City, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas A. Clark it is ordered that Eugene O'Dunne, Esquire, of Baltimore, State of Maryland, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Ex parte In the matter of Ramon Baez. Petitioner.

On consideration of the motion for leave to file a petition for writs of habeas corpus and certiorari herein, and of the argument of counsel thereupon had, as well in support of, as against the same, It is now here ordered by the Court that said motion be, and the same is, hereby, denied.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of Orange Fuller, Assignee &c., Petitioner.

10, Original.

On motion of Mr. A. B. Browne, in behalf of counsel, It is ordered by the Court that

show cause herein be, and the same is hereby, extended to May 11th next, per stipulation of Counsel.

272. George S. Williams, Plff in Error, vs. C. E. Wings. Reargument of this cause was continued by Mr. W. J. Henson, of Counsel for the plaintiff in error, and Mr. S. W. Williams, of Counsel for the defendant in error, and concluded by Mr. W. J. Henson of Counsel for the plaintiff in error.

227. James Bryan Jr. et al., Appellants, vs. Thomas Campbell, Reargument of this cause was commenced by Mr. L. C. Barton, of Counsel for the appellants, continued by Mr. H. B. Rodgers, of Counsel for the appellee, and concluded by Mr. Edward Campbell, of Counsel, for the appellant.

237. S. Duffield Mitchell, Receiver, Plff in Error, vs. John C. McClure et al This cause was submitted to the Consideration of the Court on the Record and Printed arguments by Mr. S. Duffield Mitchell and Mr. Thomas Patterson, of Counsel for the plaintiff in error, and Mr. John S. Ferguson, of Counsel for the defendant in error.

238. Robert S. Leovy, Petitioner, vs. The United States.

The argument of this cause was commenced by Mr. Victor Leovy, of counsel for the petitioner, and continued by Mr. George A. Gorman, of counsel for the respondent.)

Proclamation being made, the Court is adjourned until Monday next at twelve o'clock.

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John W. Wright, Esquire, Marshal,
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Helm Bruce it is ordered that Louis McQuown, Esquire, of Bowling Green, State of Kentucky, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. A. Bromwell it is ordered that Simeon M. Johnson, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Monday, April 16th, 1900, Continued.

On motion first made to the Court in this behalf by Mr. Fred Beall it is ordered that A. C. Burnett, Esquire, of Washington, District of Columbia, Kie Oldham, Esquire, of Little Rock, State of Arkansas, and Thomas Burke, Esquire, of Seattle, State of Washington, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Lowndes it is ordered that James Russell Soley, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Calderon Carlisle, it is ordered that James K. Pringle, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. D. S. Alexander it is ordered that John Cunneen, Esquire, of Buffalo, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

189. Bettie P. Werlein, Testamentary Executrix of the Succession of Philip Werlein, deceased, vs. Plff in Error, The City of New Orleans — In Error to the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Peckham.

Mr. Justice McKenna did not hear the argument, and took no part in the decision of this case.

220. The American Express Co., vs. Plff in Error, Fred A. Maynard, Attorney General of the State of Michigan, ex rel. George F. Moore et al. — In Error to the Supreme Court of the State of Michigan.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State

On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice White,

Dissenting:
Mr. Justice Harlan and
Mr. Justice McKenna.

248. William Crawford, Appellant, vs. William L. Hubbell, as Treasurer of The Adams Express Co. On a certificate from the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is the opinion of this Court that the second question certified must be answered in the negative. Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Justice White.

121. Andrew Doherty, Plff in Error, vs. The Northern Pacific Railway Company. In Error to the Supreme Court of the State of Wisconsin.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Wisconsin, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Shiras.

Mr. Justice McKenna did not take part in the decision of this case.

408. The United States, Appellant, vs. The Northern Pacific Railroad Company, The Northern Pacific Railway Company et al. Appeal from the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed; and that this cause be, and

Court of the United States for the District of Minnesota.

Per Mr. Justice Shiras.

Mr. Justice McKenna did not take part in the decision of this case.

Thomas M. Adams and E. C. Means, Administrators of Thomas H. Means, Petitioners, vs. Benjamin R. Cowen, Evan T. Williams and A. S. Frazer, Trustees. 113 of Ct. Term 1895.

On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; ~~and that the decree be, and the same is hereby affirmed with costs,~~ and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Kentucky.

Per Mr. Justice Brewer.

Dissenting:
Mr. Justice Harlan,
Mr. Justice Gray,
Mr. Justice Brown and
Mr. Justice White.

193. Seth Carter, Plff in Error, vs. The State of Texas. In Error to the Court of Criminal Appeals of the State of Texas.

This cause came on to be heard on the transcript of the record from the Court of Criminal Appeals of the State of Texas, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Criminal Appeals in this cause, be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Criminal Appeals for further proceedings not inconsistent with the opinion of this Court

Per Mr. Justice Gray

484. Turret Steam Shipping Company, Limited, Claimants, vs. A. G. Hall et al. Petitioner,

On consideration of the motion for an order directing execution to issue from the District Court of the United States for the District of Massachusetts herein, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is, hereby, denied.

Per Mr. Chief Justice Fuller

561. Edward Clifford (on petition of John Woods), vs. Earl H. Reumpler, Sheriff of Hudson County, New Jersey. Appellant, Appeal from the Circuit Court of the United States for the District of New Jersey.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of New Jersey, and on motions to dismiss or affirm, which were argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the order of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

561. Edward Clifford (on petition of John Woods), vs. Earl H. Reumpler, Sheriff &c. Appellant, It is ordered by the Court that the mandate in this cause issue at once.

(Per Mr. Chief Justice Fuller.)

576. The New Orleans & Northeastern Railroad Company, vs. E. P. Clements. Petitioner, On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of Certiorari herein to the United States

for the Fifth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

587. The Thames Towboat Company, Petitioner, vs. Henry A. Haines, Master of the Schooner John C. Haines. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

589. Frank L. Neall, Trustee, Petitioner, vs. The Thames Towboat Company, Claimant of the Steamtug "Nathan Hale" &c. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the

in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

545. Henry Clews, Charles M. Postel and James B. Clews, Petitioners, vs. Malcolm M. Jamieson et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of Adrian B. Westervelt et al., Petitioners. On consideration of the motion for leave to file a petition for a writ of mandamus herein, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

Fred Bell, Plaintiff, vs. The State of Mississippi. On consideration of the motion for leave

suit in this Court. It is now therefore ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

602. Louis Loeb, Petitioner, vs. The Trustees of Columbia Township, Ohio. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. J. W. Warrington, in support of the same, and Mr. Simeon M. Johnson in opposition thereto.

598. Albert H. Waite, Petitioner, vs. The City of Santa Cruz. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. John T. Dillon, Mr. Harry Hubbard and Mr. John M. Dillon, in support of the same, and Mr. James G. Maguire, Mr. John Garber, and Mr. Carl E. Lindsay, in opposition thereto.

105. C. P. Huntington, Special Receiver, Appellant, vs. W. K. Cowden, Admr &c., et al. The motion to retax the costs in this cause was submitted to the consideration of the Court by Mr. W. K. Cowden, in support of the

Enslow, in opposition thereto.

165. Frank A. Magowan, Plff in Error, vs. Mary E. Magowan. In Error to the Court of Errors and Appeals of the State of New Jersey.

This cause having been called to the attention of the Court by Mr. John B. Larner, in behalf of Counsel for the plaintiff in error, and an authority of Counsel for the plaintiff in error to dismiss the writ of error in this cause having been filed, Therefore, in pursuance of said authority, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed, with costs.

Per Mr. Chief Justice Fuller.

607. Charles P. Cole, Petitioner, vs. The Collector of Customs for the Port of San Francisco. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Calderon Carlisle and Mr. Sidney V. Smith, in support of the same, and Mr. Solicitor General Richards, in opposition thereto.

603. Wm. S. Taylor et al., Plffs in Error, vs. J. C. W. Beckham.
611. Wm. S. Taylor et al., Plffs in Error, vs. J. C. W. Beckham et al.

On motion of Mr. Helm Bruce, of Counsel for the plaintiffs in error, It is ordered by the Court that these cases be

and assigned for argument on Monday, the 30th. instant, that three Counsel be allowed to argue the cases for the plaintiffs in error, and that four hours be allowed Counsel on each side for the argument.

The Yazoo & Mississippi Valley Railroad Co., et al.,
vs. Plffs in Error
244. Nirt Adams, State Revenue Agent.

The Illinois Central Railroad Co.,
vs. Appellant,
318. Nirt Adams, State Revenue Agent et al.

The Illinois Central Railroad Co.,
vs. Appellant,
319. Nirt Adams, State Revenue Agent et al.

The Yazoo & Mississippi Valley Railroad Co.,
vs. Appellant,
320. Nirt Adams, State Revenue Agent et al.

The Yazoo & Mississippi Valley Railroad Co., et al.,
vs. Plffs in Error,
321. Nirt Adams, State Revenue Agent.

On motion of Mr. J. M. Dickinson, of Counsel for the plaintiffs in error and appellant, It is ordered by the Court that these cases be, and they are hereby, continued until the next term and assigned for argument on Monday, October 15th next, after the cases heretofore assigned for that day.

605. The Lake Street Elevated Railroad Company, vs. William Ziegler et al. Petitioner,

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Henry S. Robbins, in support of the same, and Mr. John J. Herrick, in opposition thereto.

606. The Spring Valley Coal Co., vs. Alexander Palling. Petitioner,

The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Henry S. Robbins, in support of the same.

137. Oscar M. Springer, vs. Anders Jakobsen, Claimant &c. Petitioner

On motion of Mr. A. M. Jordan, in behalf of Counsel, leave is hereby granted the Clerk to issue the mandate in these cases.

279. Anders Jakobsen, Claimant &c., vs. Oscar M. Springer et al. Petitioner,

275. Josiah A. Gould et al., vs. Asa S. Hughes, Owner &c. Petitioners,

The motion to require an additional bond herein was submitted to the consideration of the Court by Mr. A. L. Cheyney, in support of the same, and Mr. Henry K. Edmonds, in opposition thereto.

Ex parte In the matter of The Union Steamboat Co., Petitioner. Mr. C. E. Kremer, of counsel for the petitioner, submitted to the consideration of the Court a motion for leave to file a petition for a writ of mandamus herein.

11 Original. The State of Tennessee, Complainant vs. The State of Virginia. On motion of Mr. L. H. Pickle, of counsel for the complainant, leave is hereby granted to file a bill of complaint herein, and, on motion of Mr. A. J. Montague, of counsel for the defendant, leave is hereby granted to file the answer of the defendant to said bill.

223. Blanche I. Harrison and Walter A. Harrison, her husband, Plffs in Error, vs. Franklin J. Morton. In Error to the Court of Appeals of the State of Maryland.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, it is, therefore, in pursuance of the tenth rule of this Court, now here ordered and adjudged by this Court that the writ of error in the cause be, and the same is hereby, dismissed with cost

238. Robert S. Leovy, Petitioner, vs. The United States. The argument of this cause was concluded by Mr. Victor Leovy, of counsel for the petitioner.

242. C. N. Smith, Receiver &c., Plff in Error, vs. Truman Reeves, Treasurer &c. This cause was argued by Mr. C. N. Sterry, of counsel for the plaintiff in error, and Mr. William M. Abbott and Mr. Tirey L. Ford, of counsel for the defendant in error.

245. William C. Browning et al., Plff in Error & Appts. vs. Charles H. DeFord, The argument of this cause was commenced by by Mr. John H. Shartel, of counsel for the plaintiffs in error and appellants.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna, Associate Justices
John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. C. W. Tinkham it is ordered that Mark L. Kumler, Esquire, of Lafayette, State of Louisiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Smith McPherson it is ordered that Joe R. Lane, Esquire, of Davenport, State of Iowa be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Tuesday, April 17th, 1900, Continued.

On motion first made to the Court in this behalf by Mr. R. Ross Perry it is ordered that William B. C. Brown, Esquire, of Kansas City, State of Missouri, and Walter C. Clephane and R. Ross Perry, Jr. Esquires, of Washington, District of Columbia, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

11, Original. The State of Tennessee, Complainant, vs. The State of Virginia, On motion of Mr. G. W. Pickle, of counsel for the complainant, leave is hereby granted to file a replication, stipulation of counsel as to decree, and a proposed form of decree in this cause.

11, Original. The State of Tennessee, Complainant, vs. The State of Virginia, This cause was submitted to the consideration of the Court by Mr. G. W. Pickle, of counsel for the complainant, and Mr. A. J. Montague, of counsel for the defendant.

164. The American Sugar Refining Company, Plff in Error, vs. The State of Louisiana et al. It is ordered by the Court that this cause be, and the same is hereby, continued until the next term, per stipulation of counsel.

288. The People of the State of New York ex rel. The New York Clearing House Building Company vs. Edward P. Baker et al, Commissioners &c. — Writ in Error. — It is ordered by the Court that these cases be, and the same are hereby, continued until the next term, (per stipulation of counsel.)

289. The People of the State of New York ex rel. The New York Clearing House Building Company vs. Edward P. Baker et al, Commissioners. — Writ in Error.

252. James C. Berryhill et al, vs. The Muskogee National — Appellants, — Appeal from the United States Court in the Indian Territory.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, it is, therefore, in pursuance of the tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is, hereby dismissed with costs.

Per Mr. Chief Justice Fuller.

The Missouri, Kansas & Texas Railway Company, Plff in Error, vs. Ira Steinberger, Deft in Error. — In Error to the Supreme Court of the State of Kansas.

251.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed, with costs.

Per Mr. Chief Justice Fuller.

William C. Browning et al., Plffs in Error and Appls, vs. Charles H. De Ford, Deft in Error and Appe. — The argument of this cause was continued by Mr. John H. Shadel, of counsel for the plaintiffs in error and appellants, and Mr. A. A. Birney, of counsel for the defendant in error and appellee, and concluded by Mr. John W. Shadel, of counsel for the plaintiffs in error and appellants.

245.

A. L. Howard et al., Appellants, vs. C. Delcordova et al. — This cause was argued by Mr. F. C. Zacharie, of counsel for the appellants, and submitted on a printed argument by Mr. R. H. Ward, of counsel for the appellee.

246.

247. The Chesapeake & Ohio Railway Company vs. Hoffin in Error, William Howard & ux Plaintiff in Error.

The argument of this Cause was commenced by Mr. Leigh Robinson, of counsel for the

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, April 18th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion just made to the Court in this behalf, by Mr. Solicitor General Richards it is ordered that A. P. Bush, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The Chief Justice announced that the call of the docket would be suspended for the term on Friday, April 27th.

947. The Chesapeake & Ohio Railway Company vs. Kelly in Error, William Howard et al. ex

The argument of this cause was continued by Mr.

Counsel for the defendants in error, and concluded by Mr. Leigh Robinson, of Counsel for the plaintiff in error.

249. Newman Erb, as Receiver &c., vs. Plff in Error, Otto J. Morasch et al. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. B. P. Waggener and Mr. A. H. Horton, of Counsel for the plaintiff in error, and Mr. George B. Watson, of Counsel for the defendants in error.

250. The Wabash Railroad Co., vs. Plff in Error Peter Tourville, This cause was submitted to the consideration of the Court on the record and printed argument by Mr. W. H. Blodgett of Counsel for the plaintiff in error, and leave was granted, Counsel for the defendant in error to file a printed brief within ten days.

195. Li Sing, vs. Petitioner The United States. The argument of this cause was commenced by Mr. W. C. Beecher, of Counsel, for the petitioner, and continued by Mr. Assistant Attorney General Hoyt, of Counsel for the respondent,

Proclamation being made the Court is adjourned

Thursday, April 19th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John W. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. J. K. Redington it is ordered that John Russell Van Derlip, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Smith McPherson it is ordered that Charles G. Saunders, Esquire, of Council Bluffs, State of Iowa, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Abram J. Rose it is ordered that Alfred C. Petté, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. Lamar it is ordered that Emmet J. Murphy, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

195. Li Sing, Petitioner, vs. The United States. Reargument of this cause was continued by Mr. Assistant Attorney General Hoyt, of counsel for the respondent, and concluded by Mr. W. C. Beecher, of counsel for the petitioner.

251. Georgette A. Chamberlin et al., Appellants, vs. Horatio Browning et al. This cause was argued by Mr. O. M. Hallam, of counsel for the appellants, and Mr. Arthur Peter and Mr. A. A. Birney, of counsel for the appellees.

953. Ada P. McDonnell, Plff in Error, vs. Llewellyn Jordan. The argument of this cause was commenced by Mr. Lawrence Cooper, of Counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Friday, April 20th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice.
Horace Gray
David J. Brewer
Henry B. Brown
Edward D. White
Rufus W. Peckham
Joseph McKenna.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court adjourned.

On motion first made to the Court in this behalf by Mr. C. A. Culberson it is ordered that Maurice E. Locke, Esquire, of Dallas, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

609. Pin Kwan, Petitioner, vs. The United States,
610. Ping Yik, Petitioner, vs. The United States.

The petitions for writs of certiorari herein were submitted to the consideration of the Court by Mr. Richard Crowley, in support of the same, and leave was granted counsel for the respondent to file brief in opposition thereto on or before Monday next.

Friday, April 20th, 1900, Continued.

253. Ada F. McDonnell, Plaintiff in Error, vs. Llewellyn Jordan. The argument of this cause was continued by Mr. Lawrence Cooper, of Counsel for the plaintiff in error, and Mr. R. W. Walker, of Counsel for the defendant in error, and concluded by Mr. Lawrence Cooper, of Counsel for the plaintiff in error.

256. The Chicago, Milwaukee & St. Paul Railway Co., Petitioner, vs. Herman Clark. The argument of this cause was commenced by Mr. Burton Hanson, of Counsel for the petitioner, and continued by Mr. L. Laflin Kellogg, of Counsel for the respondent.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Edmond B. Dillon and Thomas Ewing Steele, Esquires, of Columbus, State of Ohio, be admitted to practice as an attorney and Counsellor of this Court and they were severally accordingly.

On motion first made to the Court in this behalf by Mr. A. G. Smith it is ordered that Marshall L. Howell, Esquire, of Cassopolis, State of Michigan, be admitted to practice as an attorney and Counsellor of this Court and he

On motion first made to the Court in this behalf by Mr. R. E. L. Mountcastle it is ordered that E. J. Baxter, Esquire, of Jonesboro, State of Tennessee, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. P. H. Judson it is ordered that James A. Cravens, Esquire, of Kansas City, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that P. H. Hubbard, Esquire, of San Francisco, State of California, and Ralph E. Twitchell, Esquire, of Las Vegas, Territory of New Mexico, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

149. Mast, Foos & Company, Petitioner, vs. Stover Manufacturing Company. On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel. On consideration whereof

It is now here ordered, adjudged, and decreed, by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Northern District of Illinois.

Per Mr. Justice Brown.

570. Oberlin M. Carter (on the petition of Abram J. Rose) vs. Captain Benjamin K. Pierce

Appeal from U.S. Circuit Court of Appeals to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and on motions to dismiss or affirm, which were argued by counsel. On consideration whereof,

It is now here ordered, adjudged, and decreed by this Court that this appeal and the writ of error in this cause be, and the same are hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

105. C. P. Huntington, Special Receiver &c. vs. H. H. Cowden, Admr &c. et al.

Appellant,

On consideration of the motion to re-tax the costs in this cause, It is now here ordered by the

hereby, denied.

Per Mr. Chief Justice Fuller.

275. Josiah A. Gould et al., Petitioners. vs. Asa S. Hughes, Owner and Claimant &c. On consideration of the motion to require an additional bond herein, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

598. Albert H. Waite, Petitioner. vs. The City of Santa Cruz. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

602. Louis Loeb, Petitioner, vs. The Trustees of Columbia Township, Hamilton County, Ohio. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of

herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per M. Chief Justice Fuller.

605. The Lake Street Elevated Railroad Company, Petitioner vs. William Ziegler et al. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per M. Chief Justice Fuller.

606. The Spring Valley Coal Company, Petitioner vs. Alexander Palling. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argu-

here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

607. Charles P. Coles, Petitioner, vs. The Collector of Customs of the Port of San Francisco. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by this Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

12, Original. Ex parte In the matter of The Union Steamboat Co., Petitioner. On consideration of the motion for leave to file a petition for a writ of mandamus herein, It is now here ordered by the Court that said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

12, Original. Ex parte In the matter of The Union Steamboat Co., Petitioner. On consideration of the petition for a writ of mandamus herein, It is now here ordered by this Court that

District Court of the United States for the Eastern District of Michigan before this Court, at the City Washington, on Monday the 14th day of May next, at 12 o'clock noon of that day or as soon thereafter as counsel can be heard, why a writ of mandamus should not be issued as prayed in said petition.

Per Mr. Chief Justice Fuller.

107. Fred Stearns, County Auditor &c., Plff in Error, vs. The State of Minnesota on the relation of James N. Munn. It is ordered by the Court that this cause be, and the same is hereby, restored to the docket for re-argument.

Per Mr. Chief Justice Fuller.

588. Michael K. O'Brien et al., Executors &c., Petitioners, vs. John G. Wheelock, et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Henry M. Duffield, in support of the same, and leave was granted counsel for the respondents to file brief in opposition thereto within one week.

542. William B. Tyler, Plff in Error, vs. The Judges of the Court of Mr. W. A. Moody, in behalf of counsel for the defendants in error,

sideration of the Court a motion to advance this cause.

303 of Oct. T. 1899. Charles E. Pope, Receiver &c., Appellant, vs. The Louisville, New Albany & Chicago Railway Co.

The motion to set aside the decree dismissing this appeal, for leave to file certain papers, and to suspend the issuing of the mandate herein was submitted to the consideration of the Court on a printed argument by Mr. A. E. Willson, in support of the same, and leave was granted Mr. G. H. Kretzinger to file printed brief in opposition thereto on or before Friday next.

594. The Central Trust Co. of New York, Petitioner, vs. The Indiana & Lake Michigan Railway Co., et al.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. A. A. Joline, Mr. A. L. Mason and Mr. Henry Crawford, in support of the same, and Mr. S. C. Pickens and Mr. Lawrence Maxwell, jr., in opposition thereto, and leave was granted Mr. Maxwell to file a reply brief within three days.

Ex parte In the matter of Thomas Vasquez, Petitioner.

Mr. Frederic D. McKenney, of counsel for the

Ex parte In the matter of Jose Juan Vidal et al. Petitioners. to the consideration of the Court motions for leave to file petitions for writs of certiorari herein, and leave was granted Mr. Solicitor General Richards to file a brief in opposition thereto on or before Monday next.

256. The Chicago, Milwaukee & St. Paul Railway Co., Petitioner, vs. Heman Clark. The reargument of this cause was continued by Mr. L. Laflin Kellogg, of counsel for the respondent, and concluded by Mr. Burton Hanson, of counsel for the petitioner.

257. Columbus Winchester Moles et al., Plaintiffs in Error, vs. The United States. This cause was submitted to the consideration of the Court on the record and printed argument by Mr. Lee Cowart, of counsel for the plaintiffs in error, and leave was granted counsel for the defendant in error to file a brief, within one week.

258. J. Waller Beam et al., Appellants, vs. Gustav A. Schwab. This cause was argued by Mr. Edward F. Richardson, of counsel for the appellants, and

Josephine A. Throckmorton et al.,
vs. Pltffs in Error,
Washington D. Holt et al.

103. It is ordered by the Court that this cause be, and the same is hereby, Continued until the next term, per stipulation of counsel.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice.
Horace Gray
David J. Brewer
Henry B. Brown (Associate
George Shiras, Jr. Justices
Rufus W. Peckham.
Joseph McKenna.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf, by Mr. Smith McPherson it is ordered that Jonathan P. Dolliver, Esquire, of Fort Dodge, State of Iowa, be admitted to practice as an attorney, and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lawrence Maxwell, Jr., it is ordered that Eugene Maxey, Esquire, of Titusville, State of Pennsylvania, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by

Esquire, of Ishpeming, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

570. Oberlin M. Carter, on the petition of A. J. Rose, vs. Appt'd Plff in Error, Captain Benjamin K. Roberts. It is ordered by the Court that the Clerk issue the mandate in this cause at once.

(per Mr. Chief Justice Fuller.)

262. The Knapp-Stout & Co. Company, vs. Plff in Error, John McCaffrey. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Charles P. Hise, of counsel for the plaintiff in error, and, Mr. C. E. Kremer and Mr. Guy C. Scott, of counsel for the defendant in error.

267. The Coralitas Company, vs. Appellants, The United States et al. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. John Critcher, of counsel for the appellant, and Mr. Assistant Attorney General Thompson, of counsel for the appellees.

259. The Cincinnati, Hamilton & Dayton R. R. Co., Plff in Error, vs. Benjamin F. Thiebaud, Admr. This cause was argued by Mr. Laurence Maxwell Jr. of counsel for the plaintiff in error, and Mr. Harlan Cleveland, of counsel for the defendant in error.

271. The Cincinnati, Hamilton & Dayton R. R. Co., Plff in Error, vs. Benjamin F. Thiebaud, Admr. This cause was submitted to the consideration of the Court on printed arguments by Mr. Laurence Maxwell Jr., of counsel for the plaintiff in error, and Mr. Harlan Cleveland and Mr. Charles M. Cist, of counsel for the defendant in error.

260. The Pittsburg & Lake Angeline Iron Company, Plff in Error, vs. The Cleveland Iron Mining Co., et al. The argument of this cause was commenced by Mr. F. C. Clark of counsel for the plaintiff in error and continued by Mr. Benton Hanchett and Mr. James A. Holt, of counsel for the defendant in error and Mr. F. C. Clark, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned

Wednesday, April 25th, 1900.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf, by Mr. D. S. Richmond it is ordered that George S. Ingraham, Esquire, of Brooklyn, and James Weldrick, Esquire, of New York City, State of New York, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. P. S. Webb it is ordered that H. H. Crum and Jam N. Bowman, Esquires, of Johnson City, State of Tennessee, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

260. The Pittsburgh & Lake Angeline Iron Company, Plff in Error, vs. The Cleveland Iron Mining Co. et al. Deft in Error.

The argument of this cause was concluded by Mr. F. C. Clark, of counsel for the plaintiff in error.

262. The New York Life Insurance Company, Plff in Error, vs. Fannie Craven.

This cause was argued by Mr. Frederic N. Judson, of counsel for the plaintiff in error, and Mr. William B. C. Brown, of counsel for the defendant in error.

265. Frederick A. Bell, Plff in Error, vs. Mary G. Bell.

The argument of this cause was commenced by Mr. N. N. Seymour, of counsel for the plaintiff in error, and continued by Mr. Charles B. Webster, of counsel for the defendant in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Thursday, April 26th, 1900.

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray
Henry B. Brown
George Shiras, Jr.
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

On motion first made to the Court in his behalf by Mr. Charles B. Wheeler it is ordered that Seymour D. Thompson, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in his behalf by Mr. C. A. Culberson it is ordered that Rudolph Kleberg, Esquire, of Cuero; John L. Shepard, Esquire, of Texarkana, and A. S. Burleson, Esquire, of Austin, State of Texas, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in his behalf by Mr. George Fraser

Milroy, Esquire, of Olympia, State of Washington, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in his behalf by Mr. J. H. Bromwell it is ordered William Wallace Burch and C. Hammond Avery, Esquires, of Cincinnati, State of Ohio, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

275. Josiah A. Gould et al., Petitioners. vs. Asa S. Hughes, Executor

It is ordered by the Court that this Writ be, and the same is hereby, continued until the next term.

315. John M. Schofield, Receiver &c. et al., Plffs in Error vs. The Territory of New Mexico ex rel. American Valley Company

In Error to the Supreme Court of the Territory of New Mexico.

This cause having been called to the attention of the Court by Mr. Neill B. Field, of counsel for the defendant in error herein, and it appearing to the Court from the joint statement of counsel for the respective parties heretofore filed that the

agreed and settled. Therefore, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed.

per Mr. Chief Justice Fuller.

530. Charles M. White et al., vs. August P. Schloerb et al. On motion of Mr. James H. Davidson, in behalf of counsel, It is ordered by the Court that this cause be, and the same is hereby, advanced as under the 3rd Rule.

530. Charles M. White et al., vs. August P. Schloerb et al. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Charles H. Felker, of counsel for White et al., and Mr. Charles Barber, of counsel for Schloerb et al.

765. Frederick A. Bell, Pltf in Error, vs. Mary G. Bell. Reargument of this cause was continued by Mr. Charles B. Wheeler, of counsel for the defendant in error, and concluded by Mr. A. A. Sigmon, of counsel for the plaintiff in error.

Wilberforce Sully, Trustee, et al,
vs.
The American National Bank et al.
} Writ of Error.

The argument of this cause was commenced by Mr. J. S. Webb of Counsel for the plaintiff in error, continued by Mr. S. C. Williams and Mr. E. J. Batten, of Counsel for the defendants in error, and concluded by Mr. R. E. L. Mountcastle, of Counsel for the plaintiffs in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Friday, April 27th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Knight, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

250. The Wabash Railroad Co., vs. Peter Townville. It is ordered by the Court that the submission of this cause be set aside, and that the cause be, and the same is hereby, continued until the next term.

282. Rachel Gardiner et al., vs. The Creek Nation. Appellants. Appeal from the United States Court in the Indian Territory.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record

Court now here ordered, adjudged, and decreed by this Court that this appeal be, and the same, is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

264. Josephine Deserant, Admx &c, vs. Plff in Error, Carillos Coal Railroad Co. This cause, was argued by Mr. Neill B. Field, of Counsel for the plaintiff in error, and Mr. Robert Dunlap, of Counsel for the defendant in error.

273. The Chesapeake & Ohio Railway Co, vs. Plff in Error, Lucy Dixon, Admx &c, def't. This ordered by the Court that this cause be and the same is hereby, continued, until the next term.

276. Louis Loeb, vs. Plff in Error, The Trustees of Columbia Township, Hamilton Co, Ohio. This cause was argued by Mr. C. Hammond Avery, of Counsel for the plaintiff in error, and Mr. Wm. Wallace Burch, of Counsel for the defendant in error.

277. Louisa Banholzer, vs. Plff in Error, The New York Life Insurance This cause was argued by Mr. George C. Squires, of Counsel

error, and submitted on printed argument by Mr. C. D. O'Brien, of Counsel for the Plaintiff in Error.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, April 30th, 1900.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Oliver P. Hubbard and H. P. Hume, Esquires, of Nome City, Alaska, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. V. Allen it is ordered that William Neville, Esquire, of North Platte, State of Nebraska, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George D. Reynolds it is ordered that Thomas Worthington, Esquire, of Jacksonville, State of Illinois, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. A. Fisher it is ordered that Henry W. Williams, Esquire, of Baltimore, State of Maryland, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. T. Lacey it is ordered that Henry G. Curtis, Esquire, of Atlantic, State of Iowa, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Helm Bruce it is ordered that W. O. Bradley, Esquire, of Lancaster, State of Kentucky, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tracy L. Jeffords it is ordered that Oman Powell, Esquire, of New York City, and Charles F. Hurley, Esquire, of Baltimore, State of Maryland, be admitted to practice as attorneys

sellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney it is ordered that Walter J. Barnett, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

138. A. J. Daggs and R. E. Daggs, vs. The Phoenix National Bank, Appellants, Appeal from the Supreme Court of the Territory of Arizona.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Arizona, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

148. The City of Los Angeles, Herman Silver, H. D. Matthews et al, vs. Los Angeles City Water Company, Crystal Springs Land & Water Company and S. G. Murphy, Appellants, Appeal from the Circuit Court of the United States for the Southern District of California.

of the record from the Circuit Court of the United States for the Southern District of California, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

350. John Bad Elk, Plff in Error vs. The United States. In Error to the Circuit Court of the United States for the District of South Dakota.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of South Dakota, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to grant a new trial.

Per Mr. Justice Peckham.

181. The County of Apache, Appellant, vs. Julia Barth, Executrix of Jacob Barth, deceased. Appeal from the Supreme Court of the Territory of Arizona.

This cause came on to be heard

the record from the Supreme Court of the Territory of Arizona, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, Reversed with costs, and that this cause be, and the same is hereby Remanded to the said Supreme Court with directions to grant a new trial.

Per Mr. Justice Peckham.

152. De Lamar's Nevada Gold Mining Company, Plff in Error, vs. James Nesbitt. In Error to the Supreme Court of the State of Nevada.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Nevada, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice Harlan.

Dissenting:
Mr. Justice McKenna.

198. The Cleveland, Cincinnati, Chicago & St. Louis Railway Co., vs. Plff in Error, The People of the State of Illinois by rel. Thomas M. Felt. In Error to the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Brown.

208. The Shoshone Mining Company, vs. Appellant, Royal J. Rutter and F. W. Bradley. Appeal from the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the

is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Idaho, Northern Division; with instructions to reverse its decree and enter a decree dismissing Case No. 81 on its docket, and to enter an order remanding case No. 1 to the State Court.

Per Mr. Justice Brewer

Dissenting: Mr. Justice McKenna.

(Mr. Justice White did not hear the argument and took no part in the decision of this case.)

The State of Tennessee, Complainant, vs. The State of Virginia. } Bill in Equity.

No. 11, Original.

This cause coming on to be heard on the original bill filed herein by the State of Tennessee against the State of Virginia, the answer thereto by the State of Virginia, the reply to said answer by the State of Tennessee, and the stipulations filed herein by counsel for the respective parties; and the pleadings and stipulations having been duly considered, and the decree of this Court entered on the third day of April, A.D. 1893, at the October term, 1892, in a certain original cause in equity wherein the State of Virginia was complainant and the State of Tennessee was defendant, and the record of said cause having been examined;

1900, ordered, adjudged, and decreed that the boundary line established between the States of Virginia and Tennessee by the Compact of 1803, between the said States, is the real, certain and true boundary between the said States, which boundary line was actually run and located under proceedings had by the two States in 1801-1803, was then marked with five chops in the shape of a diamond, was commonly known as the diamond line, and ran from White Top Mountain to Cumberland Gap.

And it appearing further to the Court that the said boundary line has become so far obscured by lapse of time or loss of monuments as to justify and necessitate its re-establishment and re-marking under the direction of this Court, it is, therefore, further ordered, adjudged, and decreed that William C. Hodgkins, of the State of Massachusetts; James B. Baylor of the State of Virginia; and, Andrew A. Buchanan of the State of Tennessee be, and they are hereby, appointed Commissioners to ascertain, retrace, re-mark and re-establish said boundary line, but without authority to run or establish any other or new line.

And it is further ordered that before entering upon the discharge of their duties, each of the said Commissioners shall be duly sworn to perform faithfully, impartially, without prejudice

taken before the Clerk of this Court, or before either of the Clerks of the Circuit Courts of the United States for the States of Massachusetts, Virginia, or Tennessee, and returned with their report that said Commissioners may arrange; for their organization, their meetings, and the particular manner of the performance of their duties; and are authorized to adopt all ordinary and legitimate methods for the ascertainment of the true location of said boundary line, including the taking of evidence, but in the event evidence is taken, the parties shall be notified and permitted to be present and examine and cross examine the witnesses, and the rules of law as to admissibility and competency shall be observed; and all evidence taken by the Commissioners, and all exceptions thereto, and action thereon, shall be preserved and certified, and returned with their report.

And when the true location of said boundary line is ascertained, said Commissioners shall cause such marks and monuments of a durable nature to be so placed on and along said line as to perpetuate it, and enable the citizens of each State, and others, to find it with reasonable diligence.

It is further ordered that the Clerk of this Court, aforesaid forward to the Chief magistrate of each of said States, and to each of the Commissioners desig

authenticated, and that the commissioners proceed with all convenient speed to discharge their duty in ascertaining, retracing, re-marking and re-establishing said line, as herein directed, and make their report thereof and of their proceedings in the premises to this Court, on or before the first day of the next term thereof, together with a complete bill of costs and charges annexed.

And it is further ordered that, should vacancies occur in said board of commissioners, while the Court is not in session, the Chief Justice is hereby authorized and empowered to appoint other commissioners, to supply the same, and he is authorized to act on such information in the premises as may be satisfactory to himself.

It is further ordered that all costs of this proceeding, including remuneration not exceeding ten dollars per day for each commissioner, and the other costs incident to the ascertaining, retracing, re-marking and re-establishing said line, shall be paid by the States of Tennessee and Virginia equally.

Per Mr. Chief Justice Fuller.

609. Pin Kwan, Petitioner, v. The United States. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari

for the Second Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

610. Ping Yik, Petitioner, vs. The United States. On petition for a writ of certiorari, to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

542. William B. Tyler, Plff in Error, vs. The Judges of the Court of Registration. On consideration of the motion to advance this cause,

It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, October 15th next, after the causes heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

547. The Central Trust Company of New York, vs. The Indiana & Lake Michigan Railway Company et al. Petitioner, — On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

258. T. Waller Beam et al., Appellants, vs. Gustav A. Schwab. — It is ordered by the Court that this cause be, and the same is hereby, restored to the docket for re-argument.

Per Mr. Chief Justice Fuller.

499. John Fitzpatrick, Plff in Error, vs. The United States. — This cause was submitted to the consideration of the Court on the record, and a printed argument by Mr. A. B. Browne, Mr. Alexander Britton and Mr. Julius Kahn, of counsel for the plaintiff in error, with leave to counsel for the defendant in error to file a brief within one week.

8, Original. The State of Missouri, Complainant, vs. The State of Nebraska, On motion of Mr. H. V. Allen, in behalf of counsel for the defendant, leave is hereby granted to file the answer of the defendant to the bill of complaint herein.

617. The Guaranty Company of North America, Petitioner, vs. The Mechanics' Savings Bank & Trust Company for the use of J. J. Payor, Assignee. The petition for a writ of Certiorari herein was submitted to the consideration of the Court by Mr. H. L. Grumbey, in support of the same.

614. Isaac M. Mason, Auditor &c., Plaintiff in Error, vs. The State of Missouri ex rel. James McCaffery et al. Mr. George D. Reynolds, of counsel for the plaintiff in error, submitted to the consideration of the Court a motion to advance this cause.

618. The Sun Printing and Publishing Association, Petitioner, vs. William L. Moore. The petition for a writ of Certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. J. R. Soley and Mr. Franklin Bartlett, in support of the

571. The National Bank of Baltimore, Petitioner, vs. Brunswick Terminal Co. et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. William A. Fisher and Mr. Allen McLane, in support of the same, and Mr. Henry H. Williams, in opposition thereto.

367. William Henry Baldwin et al., Plff in Error, vs. The State of Maryland to the use of D. Frank Hull, Collector, &c. The motion to dismiss in this cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Hy Hyd Douglas, in support of the same, and Mr. Charles A. Boston, in opposition thereto.

619. Melle S. T. Werner, Petitioner, vs. William R. Hearst. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Roger M. Sherman, in support of the same, and Mr. Frederic D. McKenney, in opposition thereto.

7, Original. The State of Missouri, Complainant, vs. The State of Illinois et al.

This cause was submitted to the consideration of the Court on the demurrer of the defendants on printed arguments by Mr. E. C. Crow and Mr. B. Schuyler of counsel for the complainant, and Mr. W. M. Springer and Mr. E. C. Akin, of counsel for the defendants, with leave to counsel for defendants to file briefs within one week.

603. William S. Taylor et al., vs. Plffs in Error, J. C. H. Beckham.

604. William S. Taylor et al., vs. Plffs in Error, J. C. H. Beckham et al.

The argument of these cases was commenced by Mr. Helm Bruce, of counsel for the plaintiffs in error, and continued by Mr. Lawrence Maxwell, Jr. and Mr. Lewis McQueen, of counsel for the defendants in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Tuesday, May 1st, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal;
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

104. James Bristol, as Executor &c., Plff in Error, vs. Washington County, State of Minnesota.

It is ordered by the Court that the judgment entered herein by this Court on April 9, 1900, be, and the same is hereby, vacated and set aside.

Per Mr. Chief Justice Fuller.

James Bristol, as Executor of the last will and testament of Sophia M. Bristol, deceased, Plff in Error, vs. Washington County, State of Minnesota. 109. In Error to the Circuit Court of the United States for the District of Minnesota.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Minnesota, and was argued by Counsel. On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court with a direction to exclude the taxes for the years 1883 to 1888 inclusive and to render judgment for the taxes and penalties of the latter year with interest on the aggregate sum thereof from June 29, 1898, the date of the judgment below.

Per Mr. Chief Justice Fuller.

Isaac M. Mason, Auditor, Plff in Error, vs. The State of Missouri ex rel. James M. Caffrey et al. 614. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, October 15th next after the cases

591. The City of Lampasas, vs. James Talbott. Petitioner, The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Clarence A. Miller, in support of the same.

603. William S. Taylor et al., vs. J. C. H. Beekham. Plffs in Error,

604. William S. Taylor et al., vs. J. C. H. Beekham et al. Plffs in Error, The argument of these cases was concluded by Mr. H. O. Bradley, of counsel for the plaintiffs in error.

Proclamation being made the Court is adjourned until Monday the 14th instant at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol:

Present,

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Attorney General Griggs it is ordered that Andrew C. Gray, Esquire, of Wilmington, State of Delaware, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. V. Quarles it is ordered that Benjamin F. Becker, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Wm. A. C. De Forest it is ordered that George P. Carroll, Esquire, of Bridgeport, State of Connecticut, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Wm. Clarence Knight it is ordered that George W. Wilbur, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

* See page 376.

On motion first made to the Court in this behalf by Mr. John A. Barham it is ordered that Linda C. Barham and Ed. C. Barham, Esquire, of Santa Rosa, State of California, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. L. Rawlins it is ordered that Nels Jenson, Esquire, of Brigham City, State of Utah, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. S. Burdett it is ordered that Henry Eickhoff, Esquire, of San Francisco, State of Cali-

York City, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heber J. May it is ordered that F. Edward Mitchell, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

701. H. C. Osborne, William Knapp, A. Barber et al., vs. The San Diego Land & Town Company et al. Appellants

Appeal from the Circuit Court of the United States for the Southern District of California.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of California, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby affirmed with costs.

Per Mr. Justice McKenna.

251. Georgette A. Chamberlin, Frank P. Chamberlin, The Capital Trust Co. et al. Appellants, vs. Horatio Browning and Alpheus Middleton, trading as Browning & Middleton, Thomas P. Keane et al. Appeal from the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby dismissed for the want of jurisdiction.

Per Mr. Justice White.

387. Eben J. Knowlton and Thomas A. Bugbee, Executors of the last will & testament of Edwin P. Knowlton, deceased, Plffs in Error, vs. Frank A. Moore, United States Collector of Internal Revenue, First Collection District State of New York. In Error to the Circuit Court of the United States for the Eastern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of New York, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that

cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is, hereby, remanded to the said Circuit Court with directions that further proceedings be had according to law and in conformity with the opinion of this Court.

Per Mr. Justice White.

(Mr. Justice Peckham took no part in the decision of this case.)

Shirley P. High and Jessie M. High, Appellants, vs. F. E. Coyne, as Collector of United States Internal Revenue for the First District of Illinois. Appeal from the Circuit Court of the United States for the Northern District of Illinois.

225.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by counsel. On consideration whereof, It is now ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs, but without prejudice to the right to resist so much of the tax as may have arisen from the wrong interpretation of the statute.

Per Mr. Justice White.

1151. The Fidelity Insurance, Trust & Safe Deposit Company, Executor under the will of Daniel Craig, deceased, vs. Penrose A. McClain } In Error to the Circuit Court of the United States for the Eastern District of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Pennsylvania, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs, but without prejudice to the right to any relief that may have arisen from the wrong interpretation of the statute.

Per Mr. Justice White.

1146. Amelia L. Howard, Harriott S. Hardee, Caroline A. Owen et al., vs. P. De Cordova, H. R. Boyd, F. E. Hill et al } Appellants, Appeal from the Circuit Court of the United States for the Northern District of Texas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Texas, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court

be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby remanded to the said Circuit Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Peckham.

Harry Plummer, as Executor of the last will and testament of Joseph Plummer, deceased, Plff in Error, vs. Bird S. Coler, Comptroller of the City of New York. In Error to the Surrogate's Court of the County of New York, State of New York.

No. 184.

This cause came on to be heard on the transcript of the record from the Surrogate's Court of the County of New York, State of New York, and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Surrogate's Court in this cause be, and the same is hereby, affirmed, with costs.

Per Mr. Justice Shiras.

Dissenting:
Mr. Justice White.
(Mr. Justice Peckham took no part in the decision of this case.)

458. George T. Murdock, as Executor of Jane A. Sherman, deceased, Plff in Error, vs. John G. Ward, as U.S. Collector of Internal Revenue. In Error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed, costs in this Court to be paid by the plaintiff in error; and that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to proceed therein according to law.

(Per Mr. Justice Shiras.

(Mr. Justice Peckham took no part in the decision of this case.)

459. George D. Sherman, Plff in Error, vs. The United States. In Error to the Circuit Court of the United States for the Northern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that

be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Shiras.

Mr. Justice Peckham took no part in the decision of this case.

238. Robert S. Leovy, Plaintiff in Error, vs. The United States. On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals and the judgment of the Circuit Court of the United States for the Eastern District of Louisiana in this cause be, and the same are hereby, reversed; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Louisiana with directions to award a new trial.

Per Mr. Justice Shiras.

(James Bryar, Jr., Emma S. Bryar, Samuel B. Bryar et al, heirs at law of Jane Bryar, deceased, Appellants, vs. Thomas Campbell.)

227. Appeal from the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Western District of Pennsylvania.

(Per Mr. Justice Brown.)

(The Knapp, Stout & Co. Company, Plff in Error, vs. John McCaffrey.)

263. In Error to the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

(Per Mr. Justice Brown.)

George L. Hole and The Church Extension Society of the Methodist Episcopal Church, Plffs in Error, vs. The City of New Orleans et al. — In Error to the Supreme Court of the State of Louisiana.

204.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed, with costs.

Per Mr. Justice Brewer.

George S. Williams, Plff in Error, vs. C. E. Hingo. — In Error to the Supreme Court of Appeals of the State of Virginia.

222.

This cause came on to be heard on the transcript of the record from the Supreme Court of Appeals of the State of Virginia, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court of Appeals in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brewer.

Newman Erb, as Receiver of The Kansas City, Wyandotte & North-western Railroad Company, Plff in Error, vs. Otto J. Morasch & Eliza Morasch, as next of kin of Irene Morasch, dec'd. — In Error to the Supreme Court of the State of Kansas.

247.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Kansas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brewer.

C. W. Smith, as Receiver of The Atlantic & Pacific Railway Company, Plff in Error, vs. Truman Reeves, as Treasurer of the State of California. — In Error to the United States Circuit Court of Appeals for the Ninth Circuit.

247.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby,

the same is hereby remanded to the Circuit Court of the United States for the Northern District of California.

Per Mr. Justice Harlan.

40. Frank M. Rider, John F. Burgas and Samuel M. Ridge, Commissioners of Muskingum County, Ohio, vs. The United States. } In Error to the Circuit Court of the United States for the Southern District of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Ohio, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings consistent with the opinion of this Court.

Per Mr. Justice Harlan.

218. George H. Earle, Jr., Receiver of The Chestnut Street National Bank, Plff in Error, vs. The Commonwealth of Pennsylvania at the suggestion and to the use of The Commonwealth Title, Insurance & Trust Company, Trustee for Mary Rodgers under the will of Benjamin Midnee, deceased. In Error to the Supreme Court of the State of Pennsylvania

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Pennsylvania, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

(Per Mr. Justice Harlan)

219. George H. Earle, Jr., Receiver of The Chestnut Street National Bank, Plff in Error, vs. William Conway. In Error to the Supreme Court of the State of Pennsylvania

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Pennsylvania, and was argued by Counsel. On con-

judged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Harlan.

Dissenting:
Mr. Justice White.

259. The Cincinnati, Hamilton & Dayton Railroad Company, Plff in Error, vs. Benjamin F. Thibaud, Administrator of the estate of Chris. Sweetman, deceased. On a certificate from the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel. On consideration whereof, It is the opinion of this Court that the third question certified must be answered in the negative. Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Chief Justice Fuller.

271. The Cincinnati, Hamilton & Dayton Railroad Company, Plff in Error, vs. Benjamin P. Thiebaud, Administrator of Chris. Sweetman, deceased. In Error to the Circuit Court of the United States for the Southern District of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Ohio, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

188. John Rochm, Petitioner, vs. Paul R. G. Horst, E. Clemens Horst, and Louis A. Horst, late trading under the firm of Horst Bros, to the use of E. Clemens Horst and Louis A. Horst. On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and

of the United States for the Eastern District of Pennsylvania.

(per Mr. Chief Justice Fuller.)

243. The United States, Appellant, vs. Kleinwort Sons & Company, Claimants of the Cargo of the Spanish Bark Carlos F. Roses. Appeal from the District Court of the United States for the Southern District of Florida.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Florida, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said District Court in this cause be, and the same is, hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court with directions to enter a decree condemning the property to the United States.

(per Mr. Chief Justice Fuller.)

Dissenting:
Mr. Justice Shiras and
Mr. Justice Brewer.

The Chief Justice announced that the Court would adjourn from to-day until Monday next, and from that day to Monday the 28th instant, on which day it will adjourn

Order.

Ordered, That an amendment be made of Rule 31 of this Court, to take effect at the commencement of October Term 1900, so that the Rule as amended shall read as follows:

31.

Form of Printed Records and Briefs.

All records, arguments and briefs, printed for the use of the Court, must be in such form and size that they can be conveniently bound together, so as to make an ordinary octavo volume; and as well as all quotations contained therein, and the covers thereof, must be printed in clear type (never smaller than small pica) and on unglazed paper.

Per Mr. Chief Justice Fuller.

199. The Wisconsin, Minnesota & Pacific Railroad Company, Plff in Error, vs. Jacob F. Jacobsen. It is ordered by the Court that this cause be, and the same is hereby, restored to the docket for re-argument.

Per Mr. Chief Justice Fuller.

203 of Oct. T. 1895. Charles E. Pope, Receiver &c., Appellant, vs. The Louisville, New Albany & Chicago Railway Company. On consideration of the motion to set aside the decree dismissing this appeal, for leave to file certain

herein, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.

588. Michael H. O'Brien, Francis F. Palms, and Clothilde Palms, Book, Executors of Francis Palms, deceased, Petitioners. vs. John G. Wheelock et al. On petition for a writ of certiorari, to the United States Circuit Court of Appeals for the Seventh Circuit

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered, by the Court that said petition be, and the same is hereby, granted.

(per Mr. Chief Justice Fuller.

571. The National Bank of Baltimore, Petitioner, vs. Brunswick Terminal Co. & Ry. Co. et al. On petition for a writ of certiorari, to the United States Circuit Court of Appeals for the Fourth Circuit

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of

of Counsel thereupon had, as well in support of, as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

617. The Guarantee Company of North America, Petitioner, vs. The Mechanics Savings Bank & Trust Company for the use of W. J. Pryor, Assignee. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of Counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

618. The Sun Printing and Publishing Association, Petitioner, vs. William L. Moore. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of Counsel thereupon had, as well in support of as

Court that said petition be, and the same is hereby granted.

Per Mr. Chief Justice Fuller.

619. Melle S. T. Werner, Petitioner, vs. William R. Hearst. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

591. The City of Lampasas, Petitioner, vs. James Talcott. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of Counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

402. William Boyle, Plff in Error, vs. Bartlett Sinclair. In Error to the Supreme Court of the State of Idaho.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Idaho, and on a motion to dismiss which was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

367. William Henry Baldwin et al., Plffs in Error, vs. The State of Maryland to the use of D. Frank Hill, Collector &c.

It is ordered by the Court that the further consideration of the motion to dismiss in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

The United States, Plaintiff, vs. The State of North Carolina.
The United States, Plaintiff, vs. The State of South Carolina.
The United States, Plaintiff, vs. The State of Florida.
The United States, Plaintiff, vs. The State of Louisiana.

Mr. Solicitor General Richards, of counsel for the plaintiff, submitted to the consideration of the Court motions for leave to file declarations

650. The United States, Petitioner, vs. The American Steamship Lauada, her tackle &c.

The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Solicitor General Richards, in support of the same, and leave was granted counsel for the respondent to file brief in opposition thereto on or before Friday next.

5, Original. The State of Minnesota, Complainant, vs. Ethan Allen Hitchcock, Secretary of the Interior, et al.

On motion of Mr. Solicitor General Richards leave is hereby granted to file a stipulation of counsel as to time for the defendants to plead herein.

647. Sarah R. Angle, Administratrix &c., et al., Petitioners, vs. The Chicago, St. Paul, Minneapolis & Omaha Railway Co. et al.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. M. D. Southard, Mr. F. J. Lamb, and Mr. Burr W. Jones, in support of the same, and Mr. Thomas Wilson and Mr. S. A. Lynde, in opposition thereto.

Monday, May 14th, 1900, Continued.

621. Mary B. Hook, Petitioner, vs. Mercantile Trust Company of New York, Trustee, et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. William Brown, Mr. S. P. Wheeler and Mr. E. P. Kirby, in support of the same, and Mr. Bluford Wilson and Mr. P. B. Warren, in opposition thereto.

512. N. A. Hicks, Trustee &c., vs. Appellant, Bertha Knoost. On motion of Mr. J. H. Bromwell, in behalf of counsel, It is ordered by the Court that this cause be, and the same is hereby, advanced for submission on printed arguments.

512. N. A. Hicks, Trustee &c., vs. Appellant, Bertha Knoost. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Charles M. Peck, of counsel for the appellant, and Mr. Frederick Hertenstein, of counsel for the appellee.

622. Isabella Benz, Petitioner, vs. The Illinois Central R. R. Co. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. T. B. Turley and

679. Charles M. Owen et al., Petitioners, vs. Eugene E. Jones, Receiver &c. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. J. J. Darlington and Mr. Charles A. Douglass, in support of the same, and Mr. Alex. C. King, in opposition thereto.

638. The National Bank of Commerce of Kansas City, Missouri, Petitioner, vs. Edward A. Hobbs The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Oman Powell and Mr. Elijah Robinson in support of the same, and Mr. Charles E. Patterson and Mr. Alpheus P. Buckley, in opposition thereto.

644. The City of New Orleans, Petitioner, vs. Ann Warner et al., sole heirs at law of John E. Warner, decd, et al. The petition for a writ of certiorari, herein was submitted to the consideration of the Court on printed arguments by Mr. A. L. Dupuy, Mr. Branch K. Miller, and Mr. Samuel L. Gilmore, in support of the same, and Mr. J. D. Rowe, Mr. William Grant and Mr. Richard De Gray, in opposition thereto.

Holzapfel's Compositions Company, Limited,
676. vs. Petitioners,
Rahtjen's American Composition Company.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. John G. Carlisle, in support of the same, and Mr. T. D. Merwin and Mr. P. B. Kerr, in opposition thereto.

The Lake Street Elevated Railroad Company,
648. vs. Petitioner,
The Farmers' Loan & Trust Company et al.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Clarence Knight, in support of the same, and Mr. Herbert B. Turner, Mr. William Berry and Mr. John J. Herrick, in opposition thereto, with leave to counsel for petitioner to file a brief in reply on or before Thursday next.

The Board of County Commissioners of the County of Lake, Colorado,
637 vs. Petitioner,
James R. Sutliff.

The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. C. S. Thomas and Mr. N. A. Bryant, in support of the

Ex parte In the matter of
The District of Columbia,
Petitioner

and

Ex parte In the matter of
The District of Columbia,
Petitioner

of mandamus herein.

Mr. Robert A. Howard, of counsel for the petitioner, submitted to the consideration of the Court motions for leave to file petitions for writs

637. The City of New York et al.,
vs. Petitioners,
James C. E. D'Esterre,

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. George L. Sterling, in support of the same, and Mr. Henry B. B. Stapler, in opposition thereto.

643. United States Repair & Guaranty Company,
vs. Petitioner
Assyrian Asphalt Company.

The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Ernest Wilkinson and Mr. Lysander Hill in support of the same.

641. Thomas Roy, Master &c.,
vs. Petitioner
The Ships "Waterloo" and "Genaloon"

642. Thomas Roy, Master &c.,
vs. Petitioner

The petitions for writs of certiorari herein were submitted to the consideration of the

arguments by Mr. Horace L. Cheyney and Mr. John P. Lewis, in support of the same, and Mr. J. Rodman Paul, of counsel for the respondent in No. 641, and Mr. J. Hampton Barnes, of counsel for the respondent in No. 642, in opposition thereto.

640. Frank M. Dorsey, Petitioner, vs. The United States. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. A. A. Hoehling, Jr., and Mr. J. M. Wilson, in support of the same, and leave was granted counsel for the respondent to file a brief in opposition thereto on or before Friday next.

534. John M. Wheeler et al., Plffs in Error, vs. The New York, New Haven & Hartford Railroad Co. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. William D. Bishop, Jr., in support of the same, and Mr. R. E. De Forest and Mr. George P. Carroll, in opposition thereto.

436. United States Rubber Co. et al., Petitioners vs. American Oak Leather Co. et al. Mr. J. V. Quarles, of counsel for the respondents, submitted to the consideration of the Court a motion for a cross-writ

the premises as the Court may deem proper.)

630. Jacob P. Smith, Petitioner, vs. Andrew J. Packard. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. A. B. Browne, in support of the same, and Mr. Le Roy D. Thomas, in opposition thereto.

639. Northern Assurance Co., of London, England, Petitioner, vs. Grand View Building Association. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Charles J. Greene and Mr. Ralph H. Brockenridge, in support of the same.

10, Original. Ex parte In the matter of Orange Fuller, Assignee &c., Petitioner. On motion of Mr. A. B. Browne, in behalf of Counsel, leave is hereby granted to file the return to the rule to show cause, the demurrer of the petitioner to said return, and a stipulation of counsel in regard to assigning the case for argument and the filing of briefs

Thomas F. Farrell et al., vs. Plffs in Error.
The West Chicago Park Commissioners. Deft.

Mr. George H. Wilbur, of counsel for the plaintiffs in error, submitted to the consideration of the Court a motion for a rule to show cause on the defendants in error why they should not be punished for contempt and a motion to amend the writ of error and bond herein, and leave was granted counsel for the defendants in error to file a brief in opposition thereto on or before Friday next.

Ex parte In the matter of The Union Steamboat Co., Petitioner.
12, Original.

This case was submitted to the consideration of the Court on printed arguments by Mr. C. E. Kremer, Mr. A. C. Wisner, and Mr. W. V. Johnson, of counsel for the petitioner, and Mr. N. D. Goulder, Mr. F. H. Canfield, and Mr. F. S. Masten, of counsel for the respondent.

* [illegible]

On motion first made to the Court in this behalf by Mr. J. H. Brownell it is ordered that Timothy D. Merwin, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, May 21st, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna, Associate Justices

John M. Wright, Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Charles N. Campbell, Esquire, of Denver, State of Colorado, and Edward A. Archer, Esquire, of Columbus, State of Ohio, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr James E. Boyd it is ordered that Mark R. Sherman, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John H. Daniel it is ordered that Victor M. Gore, Esquire, of Benton Harbor, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. E. Lester it is ordered that James Davison, Esquire, of Greensboro, State of Georgia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. A. Herbert it is ordered that W. W. Flood, Esquire, of Wichita Falls, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. G. A. Vandeveer it is ordered that Alexander G. Eells, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. O. Bacon it is ordered that E. P. Moon, Esquire, of LaGrange, State of Georgia, be admitted to practice as an attorney and counsellor of this Court

and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that Walter Ayers, Esquire, of Duluth, State of Minnesota, and Hugh H. Cole, Esquire, of McCook, State of Nebraska, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Maury it is ordered that William Haywood, Esquire, of Honolulu, Hawaiian Islands, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf, by Mr. John W. Daniel it is ordered that F. S. Kirkpatrick, Esquire, of Lynchburg, State of Virginia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

217. The Moffett, Hodgkins & Clarke Company, Petitioner, vs. The City of Rochester and George W. Aldridge, William W. Barnard and John W. Schroth, composing the Executive Board of the City of Rochester.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs, and the decree of the Circuit Court of the United States for the Northern District of New York be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Northern District of New York.

Per Mr. Justice McKenna.

260. The Pittsburgh & Lake Angeline Iron Company, Plff in Error, vs. The Cleveland Iron Mining Company and The Lake Superior Iron Company.

In Error to the Supreme Court of the State of Michigan.

This cause came on to be heard

the record from the Supreme Court of the State of Michigan, and was argued by Counsel. On consideration whereof, It is now hereordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice McKenna.

The Chesapeake & Ohio Railway Company, Plff in Error, vs. William Howard and Laura P. Howard, his wife. In Error to the Court of Appeals of the District of Columbia.

247.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by Counsel. On consideration whereof, It is now hereordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Peckham.

Henry P. Clarke, Plff in Error, vs. Nancy B. Clarke, John H. Perry, Guardian ad litem of Nancy B. Clarke and Henry P. Clarke, as Admrs of the personal estate of Julia Clarke, deceased. In Error to the Supreme Court of Errors of the State of Connecticut.

216.

record from the Supreme Court of Errors of the State of Connecticut, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court of Errors in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice White.

113. Samuel Castner, Jr., and Henry B. Curran, trading under the firm-name and style of Castner & Curran, Petitioners, vs. H. H. Coffman, doing business under the name and style of Pocahontas Coke & Coal Company and H. H. Coffman Coke Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, ~~adjudged~~, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of West Virginia.

203. The North American Transportation and Trading Company, Plff in Error, vs. Donald Morrison, } In Error to the Circuit Court of the United States for the District of Washington.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Washington, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby reversed; and that this cause be, and the same is hereby remanded to the said Circuit Court with directions to remand the cause to the State Court; the costs of this Court and of the Circuit Court to be paid by the plaintiff in error.

Per Mr. Justice Shiras

245. William C. Browning, Edward Dewey, and Francis King, the sole surviving partners composing the firm of Henry W. King & Co., et al., Plffs in Error and Appts, vs. Charles N. Bedford. } In Error to and Appeal from the Supreme Court of the Territory of Oklahoma.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Oklahoma, and was argued by Counsel. On consideration whereof, It is now here ordered

of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brown.

119. D. P. Tarpey, Plff in Error. vs. Andrew Madsen. In Error to the Supreme Court of the State of Utah.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Utah, and was argued by Counsel. On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Brewer.

Dissenting:
Mr. Chief Justice Fuller,
Mr. Justice Harlan and
Mr. Justice White.

177. Patrick Moran, Plff in Error. vs. Joseph Horsky, Jr. In Error to the Supreme Court of the State of Montana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of

sideration whereof. It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Justice Brewer.

332. F. May & Company, Plaintiffs in Error, vs. The City of New Orleans. In Error to the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Harlan,

Dissenting:
Mr. Chief Justice Fuller,
Mr. Justice Brewer,
Mr. Justice Shiras and
Mr. Justice Peckham.

257. Columbus Winchester Moles, alias Chess Moles, et al., Plaintiffs in Error, vs. The United States. In Error to the Circuit Court of the United States for the Northern District of Alabama.

the record from the Circuit Court of the United States for the Northern District of Alabama, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause as to Columbus Winchester Motes be, and the same is hereby, affirmed, and the judgment of the said Circuit Court in this cause as to all the other plaintiffs in error be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to grant a new trial to all of the defendants except Columbus Winchester Motes.

Per Mr. Justice Harlan.

135. The Chicago, Rock Island & Pacific Railway Company, and S. N. N. Clark et al., Receivers of The Union Pacific Railway Company, Plffs in Error, vs. Lissa Martin, Administratrix of the estate of William Martin, deceased. In Error to the Supreme Court of the State of Kansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Kansas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, af-

707. The Western Union Telegraph Company, Appellant, vs. The Ann Arbor Railroad Company. Appeal from the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals and the decree of the Circuit Court of the United States for the Western District of Michigan in this cause be, and the same are hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court with a direction to remand it to the State Court.

Per Mr. Chief Justice Fuller.

253. Ada F. McDonnell, Plff in Error vs. Llewellyn Jordan. In Error to the Circuit Court of the United States for the Northern District of Alabama.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Alabama, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged

cuit Court in this cause be, and the same is hereby, reversed with costs, and that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to remand it to the Probate Court of Madison County, Alabama.

Per Mr. Chief Justice Fuller.

603. William S. Taylor and John Marshall, vs. Plffs in Error, J. C. W. Beckham. In Error to the Court of Appeals of the State of Kentucky.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of Kentucky, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

Dissenting:
Mr. Justice Harlan,
Mr. Justice Brewer and
Mr. Justice Brown.

604. William S. Taylor and John Marshall, vs. Plff in Error, J. C. W. Beckham. In Error to the Court of Appeals of the State of Kentucky.

This cause came on to be heard

the record from the Court of Appeals of the State of Kentucky, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of Error in this Cause, be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

Dissenting:
Mr. Justice Harlan,
Mr. Justice Brewer and
Mr. Justice Brown.

The State of Missouri, Complainant,
7, Original. vs.
The State of Illinois et al.

It is ordered by the Court that this Cause be, and the same is hereby, restored to the docket for oral argument.

Per Mr. Chief Justice Fuller.

United States Rubber Company et al.,
Petitioners,
436. vs.
American Oak Leather Co. et al.

On consideration of the petition of the respondents herein for a cross writ of certiorari and of the argument of Counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted, the transcript of record on file to stand as a return thereto.

Per Mr. Chief Justice Fuller.

595. Thomas F. Farrell et al., Plffs in Error, vs. The West Chicago Park Commissioners. On consideration of the petition of the plaintiffs in error in this cause,

It is now here ordered by the Court that cause be shown by the defendants in error before this Court, at the City of Washington, on Monday, October 8th, 1900, at 12 o'clock noon of that day, or as soon thereafter as counsel can be heard, why they should not be punished for contempt as prayed in said petition.

per Mr. Chief Justice Fuller.

671. Mary B. Hoork, Petitioner, vs. The Mercantile Trust Company of New York, Trustee, et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, as well, in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

672. Isabella Benz, Petitioner, vs. Illinois Central Railroad Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller

626. Holzapfels Compositions Company, Limited, Petitioner, vs. Rahtjens American Composition Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller

629. Charles M. Owen et al., Petitioners, vs. Eugene E. Jones, Receiver of the Chattanooga, Rome & Columbus Railroad. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

630. Jacob P. Smith, Petitioner, vs. Andrew J. Packard. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same, is hereby, denied.

Per Mr. Chief Justice Fuller.

The Board of County Commissioners of the County of Lake, Colorado, Petitioner, vs. James R. Sutliff. } On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

632.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of Counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

per Mr. Chief Justice Fuller.

The City of New York and Bird S. Coler, as Comptroller thereof, Petitioners, vs. James C. E. D'Esterre. } On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

637.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

638. The National Bank of Commerce of Kansas City, Missouri, Petitioner, vs. Edward A. Nobles. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

639. The Northern Assurance Company of London, England, Petitioner vs. Grand View Building Association. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

640. Frank M. Dorsey, Petitioner, vs. The United States. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

644. Thomas Roy, Master of the Ship "Norwood", Petitioner, vs. The Ships "Waterloo" and "Glenalvon". On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

Monday, May 21st, 1900, Continued.

611. Thomas Roy, Master of the Ship "Norwood", Petitioner, vs. The Girard Point Storage Company. On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

612. United States Repair & Guaranty Company, Petitioner, vs. Assyrian Asphalt Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

647. Sarah R. Angle, Administratrix, and Thomas M. Nelson, Administrator of Horatio G. Angle, deceased, Petitioners. vs. The Chicago, St. Paul, Minneapolis & Omaha Railway Company et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

648. The Lake Street Elevated Railroad Company, Petitioner, vs. The Farmers' Loan & Trust Company et al. On petition for a writ of certiorari to the Circuit Court of the United States for the Northern District of Illinois.

On consideration of the petition for a writ of certiorari herein to the Circuit Court of the United States for the Northern District of Illinois, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

650. The United States, Petitioner, vs. The American Steamship "Lauada," her tackle &c. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

(Mr. Justice McKenna took no part in the decision of this petition.)

13, Original. The United States, Plaintiff, vs. The State of North Carolina. On consideration of the motion for leave to file the declaration herein, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and that summons to the defendant issue returnable on the first Monday of the next term.

Per Mr. Chief Justice Fuller.

14, Original. The United States, Plaintiff, vs. The State of South Carolina. On consideration of the motion for leave to file the declaration herein, It is now here ordered by the Court that said motion be, and the same is

ant issue, returnable on the first Monday of the next term.

Per Mr. Chief Justice Fuller.

15, Original. The United States, Plaintiff. vs. The State of Florida. On consideration of the motion for leave to file the declaration herein, it is now here ordered by the Court that said motion be, and the same is, hereby, granted, and that summons to the defendant issue returnable on the first Monday of the next term.

Per Mr. Chief Justice Fuller.

16, Original. The United States, Plaintiff. vs. The State of Louisiana. On consideration of the motion for leave to file the declaration herein, it is now here ordered by the Court that said motion be, and the same is, hereby, granted, and that summons to the defendant issue returnable on the first Monday of the next term.

Per Mr. Chief Justice Fuller.

294. The New York, Pennsylvania & Ohio Railroad Company, Plaintiff in Error, vs. The Commonwealth of Pennsylvania. In Error to the Supreme Court of the State of Pennsylvania.

This cause having been called to the attention of the

tiff in error, and he having moved the Court to dismiss the writ of error in this cause, Therefore, in pursuance of said motion, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

The State of Minnesota, Complainant, vs. Ethan Allen Hitchcock, Secretary of the Interior, et al. } On motion of Mr. Assistant Attorney General Van Devanter, of counsel, leave is hereby granted to file the answer of the defendants herein.

Original.

John B. Wright et al., Commissioners &c., Appellants, vs. Charles A. Davidson et al. } Mr. Clarence A. Brandenburg, of counsel, for the appellants, submitted to the consideration of the Court a motion to advance this cause.

651.

Lewis J. Yeager, Petitioner, vs. The United States. } The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Heber J. May and Mr. P. Edward Mitchell, in support of the same, and Mr. Solicitor General Richards and Mr. Thomas A. Anderson, in opposition thereto.

655.

656. Walter Bird, trading as Walter Bird & Co., Petitioner, vs. Stephen P. Halsey. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. F. S. Kirkpatrick, in support of the same, and Mr. John H. Daniel, in opposition thereto, and leave was granted Mr. Daniel to file an additional brief on or before Saturday next.

657. R. A. Williams, Plff in Error, vs. Edgar Pears, Sheriff &c., et al. Mr. James Davison, of counsel for the plaintiff in error submitted to the consideration of the Court a motion to advance this cause.

510. Fred A. Maynard, Attorney General of the State of Michigan, Petitioner vs. The Granite State Provident Association et al. On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

It appearing to the Court that a stipulation of counsel for the respective parties to dismiss the writ of certiorari in this cause has been filed, Therefore, in pursuance of said stipulation, It is now here ordered and adjudged by this Court that the writ of certiorari in this cause be, and the

553. Burton S. Barnes and John W. Dalton, Partners as Barnes & Dalton, Pltfs in Error and Appts, vs. J. H. Lynch, The Ponca City Land & Improvement Co., et al. } In Error to and Appeal from the Supreme Court of the Territory of Oklahoma;

It appearing to the Court that a stipulation of counsel for the respective parties to dismiss the writ of error in this cause and this appeal has been filed, Therefore, in pursuance of said stipulation, It is now here ordered, adjudged, and decreed by this Court that the writ of error in this cause and this appeal be, and the same are hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Timothy E. Byrnes, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. V. Allen it is ordered that Willis E. Reed, Esquire, of Madison, State of Nebraska, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

by Mr. A.J. Hopkins it is ordered that James R. Mann, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H.C. Smith it is ordered that F. W. Jenkins, Esquire, of Chippewa Falls, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Springer it is ordered that Burke Vaneil, Esquire, of Springfield, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E.B. Stocking it is ordered that Henry C. Flesher, Esquire, of Welch, State of West Virginia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that Dudley R. Horton, Esquire, of New York City, and William Fitch, Esquire, of Providence, State of Rhode Island, be admitted to practice as attorneys

counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. Shafroth, it is ordered that Eugene A. Wilson, Esquire, of Denver, State of Colorado, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

262. The New York Life Insurance Company, Plff in Error, vs. Fannie Cravens. In Error to the Supreme Court of the State of Missouri.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Missouri, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with cost.

Per Mr. Justice McKenna.

(Mr. Justice White took no part in the decision of this case.)

277. Louisa Bankholzer vs. The New York Life Insurance Company. In Error to the Supreme Court of the State of Minnesota.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice McKenna.

269. Josephine Deserant, Administratrix of the estates of Henri Deserant, Jules Deserant, and Henri Deserant, Jr., vs. Cerillos Coal Railroad Company. In Error to the Supreme Court of the Territory of New Mexico.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of New Mexico, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded

reverse the judgment of the District Court and direct a new trial.

Per Mr. Justice McKenna.

Ex parte In the matter of H. P. Connaway, as Receiver of The Moscow National Bank of Moscow, Idaho, Petitioner. On consideration of the petition for a writ of mandamus herein, of the return to the rule to show cause, and of the argument of counsel thereupon had, as well in support of as against the same,

Original.

It is now here ordered by the Court that the rule to show cause heretofore issued herein be, and the same is hereby, made absolute, and the writ of mandamus awarded as prayed.

Per Mr. Justice McKenna.

Wilberforce Sully, Trustee; Wilberforce Sully, in his own right; Alfred B. Graham, Mrs. Mary P. Myton, and The Travelers Insurance Company, vs. Plffs in Error, The American National Bank et al. In Error to the Supreme Court of the State of Tennessee.

266.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Tennessee, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the

is hereby, reversed as to Alfred B. Carhart, costs in this Court to be paid by The American National Bank; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

(Per Mr. Justice Peckham.

(Mr. Justice Brewer and Mr. Justice White did not hear the argument and took no part in the decision of this case.)

767. The Corralitos Company, Appellant, vs. The United States and The Apache Indians. Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same same is hereby, affirmed.

(Per Mr. Justice Peckham.

1194. John Fitzpatrick, Plff in Error, vs. The United States. In Error to the District Court of the United States for the District of Alaska.

This cause came on to be heard on the transcript

States for the District of Alaska, and was argued by Counsel. On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said District Court in this Cause be, and the same is hereby, affirmed.

per Mr. Justice Brown

Ex parte In the matter of The Union Steamboat Company, Petitioner. On consideration of the petition for a writ of mandamus herein, the return to the

92. Original.

rule to show cause, and the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Justice Brown

John M. Wheeler & William P. Howes, Plffs in Error, vs. The New York, New Haven & Hartford Railroad Company. In Error to the Supreme Court of Errors of the State of Connecticut.

534.

This cause came on to be heard on the transcript of the record from the Supreme Court of Errors of the State of Connecticut and on motions to dismiss or affirm which were argued by Counsel. On consideration whereof, It is now here ordered

the said Supreme Court of Errors in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brown.

(Mr. Justice Gray did not sit in this case and took no part in the decision.)

The Mutual Life Insurance Company of New York,		On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.
12.	vs. (Petitioner.)	
Nellie Phinney, Executrix of Guy C. Phinney, deceased.		

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals and the judgment of the Circuit Court of the United States for the District of Washington in this cause be, and the same are hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Washington, with directions to award a new trial.

Per Mr. Justice Brewer.

(Mr. Justice Peckham did not sit on the hearing and took no part in the decision of this case.)

452. The Mutual Life Insurance Company of New York, Petitioner, vs. Bessie F. Sears, as Executrix of Stephen P. Sears, deceased. On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals and the judgment of the Circuit Court of the United States for the District of Washington in this cause be, and the same are hereby, reversed with costs, and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Washington with directions to overrule the demurrer to the defendant's answer.

per Mr. Justice Brewer.

(Mr. Justice Peckham did not sit on the hearing and took no part in the decision of this case.)

453. The Mutual Life Insurance Company of New York, Petitioner, vs. George E. Hill, Ellen Kellogg Hill, Eugene C. Hill, by their guardian Eben Smith, and Eliza Maude Hill, in her own behalf. On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals and the judgment of the Circuit Court of the United States for the District of Washington in this cause be, and the same are hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Washington, with directions to overrule the demurrer to defendant's answer.

Per Mr. Justice Brewer.

(Mr. Justice Peckham did not sit on the hearing and took no part in the decision of this case.)

The Mutual Life Insurance Company of New York, Petitioner, vs. Walter B. Allen, as Administrator of Samuel B. Stewart, deceased. 455. On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals and the judgment of the Circuit Court of the United States for the District of Washington in this cause be, and the same are hereby, reversed with costs; and that this cause be, and the same is hereby remanded to the Circuit Court of the United States for the District of Washington with directions to overrule the demurrer to the answer of the defendant.

Per Mr. Justice Brewer.

(Mr. Justice Peckham did not sit on the hearing and took no part in the decision of this case.)

Fred'k Bardes, Trustee of the estate of Frank D. Walker, Bankrupt,
vs. Appellant,
The First National Bank of Hawarden, Iowa, et al.

Appeal from the District Court of the United States, for the Northern District of Iowa.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Iowa, and was argued by counsel. On consideration whereof it is the opinion of this Court that the question of jurisdiction certified by the District Judge should be answered as follows:

1st. The provisions of the second clause of section 23 of the Bankrupt Act of 1898 control and limit the jurisdiction of all courts, including the several District Courts of the United States, over suits brought by trustees in bankruptcy to recover or collect debts due from third parties, or to set aside transfers of property to third parties, alleged to be fraudulent as against creditors, including payments in money or property to preferred creditors.

2d. The District Court of the United States can, by the proposed defendants' consent, but not otherwise, entertain jurisdiction over suits brought by trustees in bankruptcy to set aside fraudulent transfers of money or property made by the bankrupt to third parties before the institution

3d. The District Court for the Northern District of Iowa cannot take jurisdiction over this suit as it now stands on the record.

Whereupon, It is now here ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Gray.

237

S. Duffield Mitchell, Receiver in Bankruptcy of Joseph McD. Scott, doing business as J. McD. Scott & Company, Plff in Error, v. John C. McClure and W. Reed & Company.

In Error to the District Court of the United States for the Western District of Pennsylvania.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Western District of Pennsylvania, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Gray.

512.

W. A. Hicks, Trustee in bankruptcy of Albert Knost and Arnold Wilhelmy, partners as Knost & Wilhelmy, Appellant, vs. Bertha Knost.

On a certificate from the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by Counsel. On consideration whereof, It is the opinion of this Court that a District Court of the United States has jurisdiction, by consent of the proposed defendant, but not otherwise, to maintain a bill in equity filed by a trustee in bankruptcy appointed by it, against a fraudulent grantee or transferee of the bankrupt resident in its district, to recover the property belonging to the estate of the bankrupt, and by him fraudulently conveyed to defendant. Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Justice Gray.

530. Charles M. White, John C. Thompson and Henry Eckstein, vs. August P. Schloerb, Eugene B. Schickedantz and Henry Roewitz, Trustee. On a certificate, from the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by Counsel. On consideration whereof, It is the opinion of this Court in response to the first question that the District Court sitting in bankruptcy had jurisdiction by summary proceedings to compel the return of the property seized, and in response to the second question that after an adjudication in bankruptcy an action of replevin in a State Court cannot be commenced and maintained against the bankrupt to recover property in the possession of and claimed by the bankrupt at the time of that adjudication, and in the possession of a referee in bankruptcy at the time when the action of replevin is begun. Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Justice Gray.

516. George Dewey, Appellant, vs. The United States. Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

per Mr. Justice Harlan

Dissenting:
Mr. Chief Justice Fuller,
Mr. Justice White and
Mr. Justice McKenna.

116. Chauncey S. Truax and L. Dean Holden, Trustees under the last will & testament of the estate of Rawand K. Hawley, deceased, and Russell A. Alger, Appellants, vs. L. Edgar Diller. Appeal from the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this

Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Washington.

(per Mr. Justice Harlan.)

756. The Chicago, Milwaukee & St. Paul Railway Company, Petitioner, vs. Heman Clark. On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs and that the judgment of the Circuit Court of the United States for the Southern District of New York be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court, with a direction to enter judgment in favor of plaintiff and against defendant for $2,425, with interest from June 30, 1888, less the sum of $521.75, with interest from the same date; the costs of the Circuit Court of Appeals to be

costs in the Circuit Court to be adjusted as to that Court may seem just under the circumstances.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of
The District of Columbia,
17, Original. Petitioner.

On consideration of the motion for leave to file a petition for a writ of mandamus herein, It is now here ordered by the Court that said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of
The District of Columbia,
17, Original. Petitioner.

On consideration of the petition for a writ of mandamus herein, It is now here ordered by this Court that cause be shown by the Chief Justice and Judges of the Court of Claims before this Court, at the City of Washington, on Monday, the 8th day of October, 1900, at 12 o'clock Noon of that day, or as soon thereafter as counsel can be heard, why a writ of mandamus should not issue as prayed.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of
The District of Columbia,
18, Original. Petitioner.

On consideration of the motion for leave to file a petition for a writ of mandamus

herein, It is now here

said motion be, and the same is hereby granted.

per Mr. Chief Justice Fuller.

Ex parte In the matter of The District of Columbia, Petitioner. On consideration of the petition for a writ of mandamus herein, It is now

18, Original. here ordered by this Court that cause be shown by the Chief Justice and Judges of the Court of Claims before this Court at the City of Washington, on Monday, the 8th day of October, 1900, at 12 o'clock noon of that day, or as soon thereafter as counsel can be heard, why a writ of mandamus should not issue as prayed.

per Mr. Chief Justice Fuller.

James D. Patton, trading as J. D. Patton & Co., Plff in Error, vs. J. D. Brady, Collector &c. It is ordered by the Court that this cause be, and the same is hereby, restored

426. to the docket for oral argument.

per Mr. Chief Justice Fuller.

John B. Wright et al., Commissioners &c., Appellants, vs. Charles H. Davidson et al. On consideration of the motion to advance in this cause, It is now ordered by the Court that

651.

and the cause assigned for argument on Monday, October 15th next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

657. R. A. Williams, vs. Appellee, Edgar Tears, Sheriff &c. et al. On consideration of the motion to advance in this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, October 15th next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

614. The City of New Orleans, vs. Petitioner, Ann Warner et al., Sole heirs at law of John G. Warner, deceased, et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

655. Lewis J. Yeager, Petitioner, vs. The United States. On petition for a writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had, as well in support of as against the same, it is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

656. Walter Bird, trading as Walter Bird & Co., Petitioner, vs. Stephen P. Halsey. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, it is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

Monday, May 28th, 1900, Continued.

583. The American Sugar Refining Company, Petitioner, vs. The United States. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of Thomas Vasquez, Petitioner. On consideration of the motion for leave to file a petition for a writ of certiorari herein, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

73. The United States, Petitioner, vs. E. A. Morrison & Son.
74. The United States, Petitioner, vs. N. Wolff & Co.

In these cases leave is given to file further briefs and the attention of counsel is called to the following questions:

What is the precise scope and effect, in this

the character and alternative classifications of the merchandise whose proper classification is at issue?

When, if at all, might the purpose for which beads were threaded or strung be held not to prevent their classification as beads, loose, unthreaded, or unstrung, under paragraph 448 of the tariff act of 1890?

As respects articles which were in fact beads and which were threaded and strung and were intended to be used for the purposes for which beads are normally used, was it the intention of Congress that such as imitated precious stones and did not exceed one inch in dimensions and were not set, should be dutiable under paragraph 454 of the tariff act of 1890, and that such as did not imitate precious stones, should be the subject of a different classification.

Per Mr. Chief Justice Fuller.

360. Charles F. Champion, Appellant, vs. Jos. C. Ames, U.S. Marshal. On motion of Mr. Solicitor General, Richards, it is ordered by the Court that this cause be, and the same is hereby, re-assigned for argument on Monday, December 3d next.

8. Original. The State of Missouri, Complainant, vs. The State of Nebraska, Defendant.

On motion of Mr. William T. Allen, in behalf of counsel for the defendant, leave is hereby granted to file a cross-bill herein, and it is now here ordered by the Court that a subpoena to the defendant in said cross-bill issue returnable October 8th next.

504. Joshua C. Sanders, Petitioner, vs. Ferdinand H. Peck et al.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. H. A. Foster, in support of the same, and Mr. A. M. Pence, in opposition thereto.

563. George H. Reed, Administrator &c, et al., Petitioners, vs. John A. Stanley, Trustee, et al.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. A. B. Browne and Mr. Alexander Britton, in support of the same, and Mr. William A. Maury, Mr. Thomas H. Hubbard and Mr. E. S. Pillsbury, in opposition thereto.

666. Franklin B. Ham, Plff in Error
vs.
Banque Ville Marie.

Mr. William Fitch, of counsel for the defendant in error, having filed in open Court the following certificate, to wit:

"Supreme Court of the State of Rhode Island.

I, George E. Webster, Clerk of the Supreme Court of the State of Rhode Island, (Common Pleas Division), do hereby certify that in a certain cause pending in said Court wherein Banque Ville Marie was plaintiff and Franklin B. Ham was defendant, a final judgment was rendered by said Court on the twentieth day of February, A.D. 1900, in favor of the said Banque Ville Marie, and against the said Franklin B. Ham, and that on the 21st day of February, A.D. 1900, said Franklin B. Ham sued out a writ of error to said Supreme Court, directed to remove said cause to the Supreme Court of the United States.

In testimony whereof I have hereunto subscribed my name and affixed the seal of said Supreme Court at Providence, this 21st day of May, A.D. 1900.

(Seal) George E. Webster, Clerk"

moved the Court to docket and dismiss this cause, pursuant to the 9th rule: and it appearing to the Court that the plaintiff in error has failed to have his cause filed and docketed in conformity with the rules of this Court, It is now

writ of error in this cause to the Supreme Court of the State of Rhode Island be, and the same is hereby, docketed and dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

664. Dave N. Morris et al., Petitioners, vs. The New York & Westchester Water Company. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Frederic D. McKenney and Mr. Charles E. Coddington, in support of the same, and Mr. Allan McCulloh, in opposition thereto.

626. Holzapfel's Compositions Company, Limited, Petitioner, vs. Rahtjen's American Composition Company. The petition of the respondent for a cross-writ of certiorari herein was submitted to the consideration of the Court by Mr. T. D. Merwin, in support of the same, and leave was granted Counsel for the petitioner to file brief in opposition thereto hereafter.

553. Burton S. Barnes and John H. Dalton, partners &c., vs. J. H. Lynch et al. } Writs of Error and Appeals,

The motion of J. H. Dalton, one of the plaintiffs in error and appellants herein, to vacate and set aside the judgment of dismissal entered herein on the 21st instant was submitted to the consideration of the Court by Mr. Henry C. Smith, in support of the same, and leave was granted counsel to file briefs in opposition thereto hereafter.

It is ordered by the Court that the mandate in this cause be stayed until the further order of the Court.

665. Bluford Wilson et al., Petitioners, vs. George H. Dench et al.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Bluford Wilson and Mr. Philip Burton Warren, in support of the same, and Mr. Burke Vancil, in opposition thereto.

671. The Steamship "Styria" &c, Petitioner, vs. James L. Morgan et al
672. " " " " " " Schuyler L. Parsons
673. " " " " " " Alfred S. Malcolmson
674. " " " " " " John Munroe et al

The petition for writs of certiorari herein was submitted to the consideration of the Court on

support of the same, and Mr. Charles C. Burlingham and Mr. Melville A. Regensburger, in opposition thereto.

216. Henry P. Clarke, Plff in Error, vs. Nancy B. Clarke et al. On motion of Mr. S. P. Phillips, of counsel for the plaintiff in error, leave is hereby granted him to submit a petition for rehearing herein within thirty days, and the mandate is stayed for that time.

332. T. May & Company, Plff in Error, vs. The City of New Orleans et al. On motion of Mr. A. E. Fox, in behalf of counsel for the plaintiff in error, leave is hereby granted counsel for the plaintiff in error to submit a petition for rehearing herein within thirty days and the mandate is stayed for that time.

546. George Dewey, Appellant, vs. The United States. On motion of Mr. A. A. Herbert, of counsel for the appellant, leave is hereby granted to submit a petition for rehearing herein within thirty days, and the mandate is stayed for that time.

667. Horace M. Philbrook, Plff in Error, vs. William H Beatty et al. It is ordered by the Court that leave be, and the same is hereby granted, the Plaintiff in error to enter his appearance in

668. Horace M. Philbrook, Plff in Error, vs. William J. Newman et al

these cases.

(per Mr. Chief Justice Fuller)

Order.

It is now here ordered by the Court that all the cases on the docket not decided and all the other business of the term not disposed of by the Court, be and the same are hereby continued until the next term of the Court.

(per Mr. Chief Justice Fuller)

Proclamation being made the Court is adjourned, to the time and place appointed by law.

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At the Capitol of the United States in the City of Washington and District of Columbia, being the present seat of the National Government of the United States, on the second Monday of October, (being the eighth day of the same month,) in the year of our Lord one thousand nine hundred, and of the Independence of the United States the one hundred and twenty-fifth, the Supreme Court of the United States met agreeably to law.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown Associate
George Shiras, Jr., Justices
Edward D. White
Rufus W. Peckham
John M. Wright, Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Attorney General Griggs it is ordered that Willard P. Voorhees, Esquire, of New Brunswick, State of New Jersey, and Walter S. Horton, Esquire, of Peoria, State of Illinois, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank D. Kellogg it is ordered that Paul Jay Daly, Esquire, of Salt Lake City, State of Utah, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Maury it is ordered that Wallen S. Baker, Esquire, of Waco, State of Texas, and David N. Laird, Esquire, of Louisville, State of Kentucky, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. B. Hornblower it is ordered that Adelbert Moot, Esquire, of Buffalo, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney it is ordered that Matthew C. Fleming, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John S. Blair it is ordered that Robert J. Perkins, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis A. Riddle it is ordered that Charles B. Pavlicek, and James W. Hyde, Esquires, of Chicago, State of Illinois be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Hayden it is ordered that John A. Carlborn, Esquire, of San Francisco State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. A. Hills it is ordered that Jasper E. Snow, Esquire, of Galesburg, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The Chief Justice announced that all motions noticed for to-day would be heard to-morrow, and that the Court would commence the call of the docket to-morrow pursuant to the 26th Rule.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Tuesday, October 9th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

9, Orig.

10, Orig.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Hollis Russell Bailey, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney it is ordered that Tiernon L. Halsey, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

11, Orig.

The United States
inal. vs. Plaintiff, (At Law.)
The State of North Carolina.

This cause having been called to the attention of
he Court by Mr. Solicitor General Richards, of
ounsel for the plaintiff, and he having moved
he Court to dismiss this cause, Therefore, in
ursuance of said motion, It is now here
rdered and adjudged by this Court that this
ause be, and the same is hereby dismissed.
Per Mr. Chief Justice Fuller

The United States,
inal. vs. Plaintiff, (At Law.)
The State of South Carolina.

This cause having been called to the attention of the
ourt by Mr. Solicitor General Richards, of coun
el for the plaintiff, and he having moved the
ourt to dismiss this cause, Therefore, in pur
uance of said motion, It is now here ordered
nd adjudged by this Court that this cause be,
nd the same is hereby, dismissed.
Per Mr. Chief Justice Fuller

The United States,
inal. vs. Plaintiff, (At Law.)
The State of Florida.

the Court by Mr. Solicitor General Richards, of counsel for the plaintiff, and he having moved the Court to dismiss this cause, Therefore, in pursuance of said motion, It is now here ordered and adjudged by this Court that this cause be, and the same is hereby, dismissed. 345.

Per Mr. Chief Justice Fuller.

The United States,
M. Original. vs. Plaintiff, At Law.
The State of Louisiana.

This cause having been called to the attention of the Court by Mr. Solicitor General Richards, of counsel for the plaintiff, and he having moved the Court to dismiss this cause, Therefore, in pursuance of said motion, It is now here ordered and adjudged by this Court that this cause be, and the same is hereby, dismissed. 281.

Per Mr. Chief Justice Fuller. 340.

Charles F. W. Neely,
387. vs. Appellant,
William Henkel, U.S. Marshal &c.

Charles F. W. Neely,
406. vs. Appellant,
William Henkel, U.S. Marshal &c.

Mr. Solicitor General Richards, of counsel for the appellee submitted to the consideration of the Court a motion to advance these 419.

cases.

The United States Life Insurance Co. in the City of New York, Petitioner, vs. J. E. Ross, Administrator. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Charles E. Patterson and Mr. George Chunk, in support of the same, and Mr. Walter D. Baker, in opposition thereto.

The City of New Orleans, Petitioner, vs. Ann Warner et al., Mr. Richard DeGray, of counsel for the respondents, submitted to the consideration of the Court a motion to advance this cause.

John H. Goetze, Appellant, vs. The United States. Mr. Edward C. Perkins, of counsel for the U.S. Appellant, submitted to the consideration of the Court a motion to advance this cause.

Fourteen Diamond Rings, Emil J. Pepke, Claimant, Plff in Error, vs. The United States. Mr. Solicitor General Richards, in behalf of counsel for the plaintiff in error, submitted to the consideration of the Court a motion to advance this cause.

173. The Duluth & Iron Range Railroad Co., vs. Appellant, The County of St. Louis. On motion of Mr. Frank B. Kellogg, of counsel for the plaintiff in error, it is ordered by the Court that this cause be, and the same is hereby, advanced and assigned for argument after Case No. 20 on the docket for the present term.

371. The Bienville Water Supply Co., vs. Appellant, The City of Mobile et al. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. C. B. Boone and Mr. E. L. Russell, in support of the same, and Mr. D. P. Bestor, in opposition thereto, and leave was granted Mr. John G. Johnson, of counsel for the appellant, to file a printed argument herein within ten days and to Counsel for the appellees to file a reply thereto within ten days thereafter.

Alice Weil, widow in community of Benjamin Weil, deceased, et al., vs. Appellants, The United States. Mr. William A. Maury, of counsel for the appellee, having filed in the Court the following Certificate, to wit:

"Court of Claims

The United States v. Alice Weil, widow in community

Vinet, Public Administrator of the Parish of Orleans, State of Louisiana, administering the estate which was of Benjamin Weil; Caroline Cain and Adolph Marx, Executors of the last will and testament of Lambert B. Cain, deceased; Elizabeth C. Hays, widow in community of Harry T. Hays, deceased; Elizabeth C. Hays, Tutrix of John Hays, Lucy Hays, Kate Hays, and Minerva Hays, minors; John Hays, Lucy Hays, Kate Hays, and Minerva Hays, minors; Marie Emma Braughn, widow in community of George A. Braughn, deceased; George Horace Braughn; Marie Louise Braughn; Julia Ann Braughn; Marie Emma Braughn, Tutrix of Marguerite Braughn, James Dudley Braughn, Florence Bertha Braughn, Corinne Virginia Braughn, and Marie Lucie Braughn, minor children and heirs of George A. Braughn, deceased, and as such Administratrix of the estate which was of said George A. Braughn, deceased; Marguerite Braughn, James Dudley Braughn, Florence Bertha Braughn, Corinne Virginia Braughn and Marie Lucie Braughn, minors; Charles F. Buck; Max Dinkelspiel; William O. Hart; Charles F. Buck, Max Dinkelspiel and William O. Hart, trading under the name and firm of Buck, Dinkelspiel & Hart; Hettie Ann Key, Executrix of the last will and testament of John J. Key, deceased; Henry E. Davis, Administrator de bonis non

Suey Harden; Charles G. Harden; Sander
W. Johnston; Jacob O. Delastro; John Nich
George S. Boutwell; Sylvanus C. Boynton
and John W. Burke, Executor of the last will
and Testament of William W. Boyce, deceas
In Equity, No. 17,916.

I, John Randolph, Assistant Clerk of the Co
of Claims, do hereby certify that in the above-
titled cause, a final decree was rendered b
said Court of Claims on the 3rd day of Jan
uary, A.D. 1900, in favor of the said United St
and against the said Respondents, and that
on the 30th day of March, A.D. 1900, said Re
spondents prayed an appeal to the Supreme Court
the United States, which was allowed.

In testimony whereof I have he
unto set my hand and affixed
(Seal) seal of said Court of Claims at
Washington City this 3d day
October, A.D. 1900.

John Randolph
Assistant Clerk Court of Claim

Moved the Court to docket and dismiss this ca
pursuant to the 9th rule: and it appearing to
Court that the appellants have failed to have the
cause filed and docketed in conformity with
rules of this Court, It is nowhere ordered, adju
ed, and decreed by this Court that this appeal fr
the Court of Claims be, and the same is hereby,
and dismissed; and that this cause be, and the

Claims to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

440. Alice Heil, widow &c., et al., Appellants, vs. The United States. Mr. William A. Maury, of counsel for the appellee, submitted to the consideration of the Court a motion that the mandate in this cause issue at once.

966 of Oct. T. 1899. Wilberforce Sully, Trustee, et al., Plffs in Error, vs. The American National Bank et al. The motion to re-tax the costs in this cause, was submitted to the consideration of the Court by Mr. E. J. Baxter, in support of the same, and Mr. R. C. L. Mountcastle, Mr. Samuel C. Williams, and Mr. P. S. Webb, in opposition thereto.

201. Thomas P. Farrell et al., Plffs in Error, vs. The West Chicago Park Commissioners. Mr. Francis A. Riddle, of counsel, for the defendants in error, submitted to the consideration of the Court a motion to vacate the supersedeas herein, and leave was granted counsel for the plaintiffs in error to file a printed brief, in opposition thereto within ten days.

201. Thomas F. Farrell et al. vs. Plffs in Error, The West Chicago Park Commissioners

The motion to punish the defendants in error for contempt was submitted to the consideration of the Court on the return to the rule to show cause, and printed arguments by Mr. George W. Wilson, of counsel for the plaintiffs in error, and Mr. Francis A. Riddle, of counsel for the defendants in error.

993. N. L. Guzman, on behalf of Samuel Wright, Appellant, vs. L. H. Marrero, Sheriff &c.

Mr. Robert J. Perkins, of counsel for the appellee, submitted to the consideration of the Court a motion 382.

to advance this cause.

285. Alfred S. Woodworth, Petitioner, vs. Albert H. Nute et al.

The petition for a writ of certiorari, herein was submitted to the consideration of the Court on printed arguments by Mr. Frederic Dodge, in support of the same, and Mr. Eugene P. Carver and Mr. C. E. Hodgell, in opposition thereto. 319.

292. Richard Francis Masters, Claimant &c., Petitioner, vs. Horace M. Sargent et al.

The petition for a writ of certiorari, herein was submitted to the consideration

printed argument by Mr. Frederic Cunning-
ham and Mr. Lewis S. Dabney, in support of
the motion.

Ex parte. In the matter of Edgar DeBaca, Petitioner. The motion for leave to file a petition for a writ of habeas corpus herein was submitted to the consideration of the Court on printed arguments by Mr. D. W. Baker in support of the same, and Mr. Solicitor General Richards, in opposition thereto.

George A. Tompkins, vs. The Pacific Mutual Life Insurance Co. of California. Petitioner. The petition for a writ of certiorari herein was submitted to the consideration of the Court on a printed argument by Mr. F. W. Enslow, in support of the motion.

Frank H. Funk, vs. The United States. Petitioner. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Alexander Wolf and Mr. D. W. Baker, in support of the same, and Mr. Solicitor General Richards, in opposition thereto.

304. William S. Jewett, Petitioner, vs. The United States. — The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Hollis R. Bailey and Mr. M. P. Dickinson, Jr. in support of the same, and Mr. Solicitor General Richards, in opposition thereto. — 435.

396. Charles C. McChord et al., Appellants, vs. The Louisville & Nashville R.R. Co.
297. Charles C. McChord et al., Appellants, vs. The Louisville, Henderson & St. Louis Railway Co.
398. Charles C. McChord et al., Appellants, vs. The Texas & Ohio Railway Co.
399. Charles C. McChord et al., Appellants, vs. The Southern Railway Co. in Kentucky.
400. Charles C. McChord et al., Appellants, vs. The Cincinnati, New Orleans & Texas Pacific Railway Co.

Mr. David H. Baird of counsel for the appellants, submitted to the consideration of the Court a motion to advance these cases. — 256 of O; 276.

154.

Louis J. Gathmann Jr., by his next friend Louis J. Gathmann, Sr. vs. Plff in Error, Peoria, Decatur & Evansville Railway Co., et al.

On motion of Mr. Frederic D. McKenney in behalf of counsel, it is ordered by the Court that this cause be, and the same is hereby, advanced and set for the 23d inst.

The Chicago, Milwaukee & St. Paul Railway Co., Oct. T. 1899. vs. Petitioner, Heman Clark.

The motion to reform the judgment herein was submitted to the consideration of the Court on printed arguments by Mr. Laflin Kellogg, in support of the same, and Mr. Burton Hanson, in opposition thereto.

Frank M. Fairbank, vs. Plff in Error, The United States

Mr. C. W. Bunn, of counsel for the plaintiff in error, submitted to the consideration of the Court a motion to advance this cause.

John Schrimpscher et al., vs. Plffs in Error, John S. Stockton et al.,

Mr. William M. Springer, of counsel for the plaintiffs in

one of the defendants in error in this cause, and mov
thy Court for an order, under the 15th Rule, to mak
the proper representatives parties. Whereupon
It is now here ordered by the Court that unless
the proper representatives of the said John C
Stockton, deceased, as aforesaid, shall voluntar
become parties within the first ten days of the
ensuing term of this Court the plaintiffs in erro
shall be entitled to open the record, and on hearin
have the judgment reversed, if it be erroneous:
Provided, however, That a copy of this order sha
be printed in some newspaper of general circula
within the State of Kansas, for three successive we
at least sixty days before the beginning of the term
the Supreme Court then next ensuing.

5, Original. The State of Missouri, Complainant, vs. The State of Illinois et al. On motion of Mr. Wile
M. Springer, of counse
for the defendants, It
ordered by the Court
that this cause be, and the same is hereby, assigned
for argument on Monday, November 19th.

293. George W. Reed, Administrator &c., Petitioners vs. John A. Stanley, Trustee, et al. On motion of Mr
A. B. Browne, o
Counsel for the
petitioners, leav
is hereby granted to file certain exhibits in suppor
of the petition herein, and on motion of Mr. William A
Maury, in behalf of counsel for the respondents, leav

7. Charles W. Cotting et al., Appellants, vs. A. A. Godard, Attorney General et al. On motion of Mr. J. Hubley Ashton, in behalf of counsel, It is ordered by the Court that this cause be, and the same is hereby, passed, subject to the provisions of section 9 of Rule 26.

18. Joseph Smith, Plff in Error, vs. The State of Tennessee. This cause was submitted to the consideration of the Court on the record and on printed arguments by Mr. J. M. Dickinson of counsel for the plaintiff in error, and Mr. E. W. Pickle of counsel for the defendant in error.

20. Fred. Stearns, County Auditor &c., Plff in Error, vs. The State of Minnesota ex rel, James N. Mann. Ordered by the Court that this cause be, and the same is hereby, passed [illegible]

21. Josephine A. Throckmorton et al., Plffs in Error, vs. Washington D. Holt et al. On motion of Mr. W. G. Johnson, of counsel for the plaintiffs in error, It is ordered by the Court that this cause be, and the same is hereby, passed subject to the provisions of section 9 of Rule 26.

97. R. M. Manley, Executor of the estate of George Manley deceased, vs. Plff in Error. M. E. Larkin, as Sheriff of Atchison County, Kansas; The Central Savings Bank of St. Joseph, Missouri, et al. — In Error to the Supreme Court of the State of Kansas. 98.

It appearing to the Court that an authority of Counsel for the plaintiff in error to dismiss the writ of error in this cause has been filed, Therefore, in pursuance of said authority, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller

36.

23. Henry L. Mitchell, Governor, et al., vs. Appellants. Charles M. Furman, Admr &c, et al. — Ordered by the Court that this cause be, and the same is hereby, passed temporarily. 73.

74. John Cadwalader, Collector &c., vs. Petitioner, Charles A. Meyer et al — On motion of Mr. Solicitor General, Richards, of Counsel for the petitioner, It is ordered by the Court that this cause be, and the same is hereby, passed subject to the provisions of section 9 of Rule 20.

71.

The Wisconsin, Minnesota & Pacific Railroad Co. Plff in Error, vs. Jacob F. Jacobson. Ordered by the Court that the cause be, and the same is, hereby, passed temporarily.

The Wabash Railroad Co. Plff in Error, vs. Peter Tourville. This cause was submitted to the consideration of the Court on the record and printed argument by Mr. Wells H. Blodgett, Counsel for the plaintiff in error, and leave was granted Counsel for the defendant in error to file a printed argument within [illegible] days.

The Oregon Railroad & Navigation Company, Appellant, vs. Robert Balfour et al. The Oregon Railway & Navigation Company et al, Appellants, vs. Robert Balfour et al. The motions to dismiss or affirm in these causes, were submitted to the consideration of the Court on the record and printed arguments by Mr. George H. Williams and Mr. C. E. S. Wood, in support of the same, and Mr. A. B. Browne and Mr. W. W. Cotton, in opposition thereto.

Tuesday, October 9th, 1900, Continued.

Francis C. Watson, Plaintiff in Error,
vs.
The State of Rhode Island.

This cause was argued by Mr. David A. Tourtellot, of counsel for the plaintiff in error. No counsel appeared for the defendant in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Wednesday, October 10th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Associate Justices.
John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made, the Court was opened.

On motion first made to the Court in this behalf by Mr. C. B. Simrall it is ordered that W. A. Wadsworth and A. M. J. Cochran, Esquires, of Maysville, State of Kentucky, and James Andrew Scott, Esquire, of Frankfort, State of Kentucky, be admitted to practice as attorneys and counsellors of this Court and they were severally sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. M. Friend it is ordered that J. Quintus Cohen, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this beh
by Mr. P. M. Multbie it is ordered that Per
Shelley Bryant and William Scoville Case, E
quires, of Hartford, State of Connecticut, be
mitted to practice as attorneys and counse
of this Court and they were sworn accordingly

255. The Yazoo & Mississippi Valley Railroad Co., et al., Plffs in Error, vs. Hirst Adams, State Revenue Agent.

Mr. J. Hubley
in behalf of
sel for the pla
tiffs in erro
submitted to
Consideratio
of the Court
motion to d
vance there

256. The Yazoo & Mississippi Valley Railroad Co., et al., Plffs in Error, vs. Hirst Adams, State Revenue Agent.

For argument after case No. 35.

118. The Union Pacific Railway Company et al., Appellants, vs. The Chicago, Burlington & Quincy Railroad Company.

Appeal from the
United States C
Court of Appea
for the Eighth
Circuit.

It appearing to the Court that a stipulation o
Counsel for the respective parties to dismiss th
appeal has been filed, Therefore, in pursuan
of said stipulation, It is now here ordered,
judged, and decreed by this Court that this app
be, and the same is hereby, dismissed.

37. T. Walter Beam et al., Appellants, vs. Gustav H. Schwab et al. Ordered by the Court that this cause be, and the same is hereby passed for settlement.

38. The American Sugar Refining Co., Plff in Error, vs. The State of Louisiana et al. This cause was submitted to the consideration of the Court on the record with leave to counsel to file printed arguments on or before the 22d instant.

43. Eutimio Montoya, Surviving partner &c., Appellant, vs. The United States et al. On motion of Mr. William B. King, of counsel for the appellant, it is ordered by the Court that these cases be, and they are hereby passed temporarily.

44. Milton C. Conners, Jr. Admr &c., Appellant, vs. The United States et al.

110. The Chesapeake & Ohio Railway Company, Plff in Error, vs. Lucy Dixon, Admx &c., et al. The argument of this cause was commenced by Mr. A. M. J. Cochran, of counsel for the plaintiff in error, continued by Mr. James Andrews

concluded by Mr. H. A. Wadsworth, of counsel, for the plaintiff in error.

11. Josiah A. Gould et al., Petitioners, vs. Asa S. Hughes, Owner and Claimant &c. The argument of this cause was commenced by Mr. Eugene P. Carver, of counsel, for the petitioners.

Proclamation being made the Court is adjourned, until to-morrow at twelve o'clock.

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Esq. Clerk

Proclamation being made the Court is opened;

On motion first made to the Court in this behalf by Mr. Fred Beall it is ordered that Charles J. Mahnken, Esquire, of Fargo, State of North Dakota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

111. Josiah A. Gould et al., Petitioners, v. Asa S. Hughes, Owner and Claimant &c.)

The argument of this cause was continued by Mr. Eugene P. Carver, of counsel for the petitioners, and Mr. John R. Lewis, of counsel for the respondent, and concluded by Mr. Henry R. Edmunds, of counsel for the petitioners

Thursday, October 11th, 1900, Continued.

115. N. Drusilla Mitchell, Petitioner, vs. The First National Bank of Chicago.

The argument of this cause was commenced by Mr. J. M. Matthis, of counsel for the petitioner, and continued by Mr. Percy S. Bryant and Mr. William S. Muse, of counsel for the respondent.)

(Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.) 94.

Friday, October 12th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Esquire, Clerk.

Proclamation being made, the Court opened.

On motion first made to the Court in this behalf, by Mr. William D. Baldwin it is ordered that Philip Farnsworth, Esquire, of Schenectady, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Mitchell it is ordered that William B. Whitney, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

A. C. Campbell,
vs. Appellant.
Edward T. Haile,

On motion of Mr. Assistant Attorney General Beck, of counsel for the

the Court that this cause be, and the same is hereby, passed temporarily.

115. N. Drusilla Mitchell, Petitioner, v. The First National Bank of Chicago. — The argument of this cause was concluded by Mr. Charles E. Mitchell, of counsel for the petitioner.

116. The City of New Orleans, Petitioner, v. John Fisher, Tutor, et al. — The argument of this cause was commenced by Mr. J. J. McLoughlin, of counsel for the petitioner, continued by Mr. Charles Louque, of counsel for the respondents, and concluded by Mr. Branch K. Miller, of counsel for the petitioner.

Leave was granted counsel for the petitioner to file an additional brief within one week and to counsel for the respondents to file a reply thereto.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown, Associate
George Shiras, Jr. Justices
Edward D. White
Rufus W. Peckham
Joseph McKenna

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George A. Christy it is ordered that Charles M. Vorce, Esquire, of Cleveland, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. M. Friend it is ordered that Charles W. Brown, Esquire, of Rapid City, State of South Dakota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

29. Emilie Saxlehner, Petitioner, vs. The Eisner & Mendelson Company. On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of New York with directions to reinstate its decree of April 29, 1895, except so far as it denies to the plaintiff an injunction against the use of the Seal brand labels and damages sustained by such use and for further proceedings not inconsistent with the opinion of this Court.

(Per Mr. Justice Brown.)

30. Emilie Saxlehner, Petitioner, vs. Siegel-Cooper Company. On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel

adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of New York for further proceedings consonant with the opinion of this Court.

Per Mr. Justice Brown.

31. Emilie Saxlehner, Petitioner, vs. Rudolph Gies. Certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of New York for further proceedings consonant with the opinion of this Court.

Per Mr. Justice Brown.

32. Emilie Saxlehner, Petitioner, vs. Louis Marquet. On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is, hereby, remanded to the Circuit Court of the United States for the Southern District of New York for further proceedings consonant with the opinion of this Court.

Per Mr. Justice Brown.

33. Emilie Saxlehner, Petitioner, vs. Alexander Nielsen. On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed, with costs; and that this cause be, and the same

United States for the Eastern District of New York with directions to reinstate its decree of July 28, 1898, and for further proceedings conformant with the opinion of this Court.

Per Mr. Justice Brown.

Daniel Miley, Plff in Error, vs. D. L. Sinkler, P. D. Lanigan, and Benjamin Lee, } In Error to the Circuit Court of the United States for the District of South Carolina.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of South Carolina, and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brown.

Edgar R. Looker, Charles A. Kent, William S. Green et al., Plffs in Error, vs. Fred A. Maynard, Attorney General of the State of Michigan, on the relation of Joseph W. Dusenbury and Will J. Dusenbury. } In Error to the Supreme Court of the State of Michigan.

This cause came on to be heard on the transcript

Michigan, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same, is hereby, affirmed with costs

per Mr. Justice Gray.

George W. Reed, Administrator of Catharine M. Genecton, deceased, et al. (Petitioners,
v.
John A. Stanley, Trustee, et al.) On a petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit

10.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Justice Harlan.

The Chief Justice took no part in the consideration and disposition of this petition.)

6. The Washburn & Moen Manufacturing Company, Petitioner, v. The Reliance Marine Insurance Company, (Limited). On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

216

This cause came on to be heard on the transcript of the

for the First Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is, hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Massachusetts.

Per Mr. Chief Justice Fuller.

Francis C. Watson, Plff in Error, v. The State of Rhode Island, } In Error to the Supreme Court of the State of Rhode Island.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Rhode Island, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

Henry P. Clarke, Plff in Error, v. Nancy B. Clarke et al. } On consideration of the motion for leave to file a petition for rehearing herein,

It is now here ordered by the Court that said motion be, and the same is hereby, denied.

P. May & Company, vs. Plffs in Error,
337 of Oct. T. 1899. The City of New Orleans. On consideration of the motion for leave to file a petition for a rehearing herein, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

The Chicago, Milwaukee & St. Paul Railway Company, vs. Petitioner,
256 of Oct. T. 1899. Neman Clark. On consideration of the motion to amend the judgment of this Court herein, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

Holzappel's Compositions Company (Limited), vs. Petitioner,
267. Rahtjen's American Comps. On consideration of the petition for a cross writ of certiorari herein, It is now here ordered by the Court that the further consideration of said petition be, and the same is hereby, postponed to the hearing on the writ of certiorari heretofore granted.

Per Mr. Chief Justice Fuller.

Alice Neil, widow &c, et al., vs. Appellants,
No. On consideration of the motion that the

issue at once, It is now here ordered by the Court that said motion be, and the same is hereby, granted.

(per Mr. Chief Justice Fuller.)

Ex parte In the matter of Edgar De Bara, Petitioner. On consideration of the motion for leave to file a petition for a writ of habeas corpus herein, It is now here ordered by the Court that said motion be, and the same is hereby, granted.

15, Orginal.

(per Mr. Chief Justice Fuller.)

Ex parte In the matter of Edgar De Bara, Petitioner. On consideration of the petition of Edgar De Bara, It is now here ordered by the Court that cause be shown by John L. McDonell, Superintendent of the House of Correction at Detroit, in the State of Michigan before this Court, at the City of Washington, on Monday, the 29th day of October, instant, at 12 o'clock noon of that day, or as soon thereafter as counsel can be heard, why a writ of habeas corpus should not issue as prayed.

15, Original.

(per Mr. Chief Justice Fuller.)

273. A. L. Guesman, on behalf of Samuel Wright, vs. Appellant, L. H. Marrero, Sheriff &c. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, the 19th instant.

Per Mr. Chief Justice Fuller.

276. Frank M. Fairbanks, vs. Plff in Error, The United States On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby granted, and the cause assigned for argument on Monday, November 19th next, after the cause heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

781. The City of New Orleans, vs. Petitioner, Ann Warner et al., On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, December 10th next.

Per Mr. Chief Justice Fuller.

340. John A. Goetze, Appellant, vs. The United States.

419. Fourteen Diamond Rings, Emil J. Popke, Claimant, Plff in Error, vs. The United States.

On consideration of the motions to advance these cases, It is now here ordered by the Court that said motions be, and the same, are hereby granted, and the cases assigned for argument on Monday, November 5th next, after the cases heretofore assigned for that day.

per Mr. Chief Justice Fuller.

387. Charles F. W. Neely, Appellant, vs. William Henkel, U.S. Marshal vs. Charles F. W. Neely,

406. Appellant, vs. William Henkel, U.S. Marshal.

On consideration of the motion to advance these cases, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cases assigned for argument on Monday, November 19th next, after the cases heretofore assigned for that day.

per Mr. Chief Justice Fuller.

396. Charles C. McChord et al., Appellants, v. The Louisville & Nashville Railroad Co.

397. Charles C. McChord et al., Appellants, v. The Louisville, Henderson & St. Louis Ry Co.

398. Charles C. McChord et al., Appellants, v. The Chesapeake & Ohio Railway Co.

399. Charles C. McChord et al., Appellants, v. The Southern Railway Co. in Kentucky.

400. Charles C. McChord et al., Appellants, v. The Cincinnati, New Orleans & Texas Pacific Railway Co.

On consideration of the motion to advance these cases, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cases assigned for argument as one case on Monday, January 7th, 1901, and one hour additional granted counsel on each side, for the argument.

(per Mr. Chief Justice Fuller)

355. The Yazoo & Mississippi Valley Railroad Co., et al., Plffs in Error, v. Wirt Adams, State Revenue Agent.

356. The Yazoo & Mississippi Valley Railroad Co., et al., Plffs in Error, v. Wirt Adams, State Revenue Agent.

On consideration of the motion to advance these cases, It is now here ordered by the Court that said motion be, and the same is hereby granted

Nos. 35, 77, 78, 79, and 80, miscellaneous.

Per Mr. Chief Justice Fuller.

188. Joshua C. Sanders, Petitioner, vs. Ferdinand W. Peck et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari, herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel, thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

985. Alfred S. Woodworth, Petitioner, vs. Albert H. Nute, et al. On a petition for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

192. Richard Francis Masters, Claimant, Petitioner, vs. Horace M. Sargent et al. On a petition for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

194. Dave A. Morris et al., Petitioners, vs. The New York & Westchester Water Company. On a petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

295. Bluford Wilson et al., Petitioners, vs. George W. Dunseith et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari, to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

300. The Steamship "Styria", Antonio G. Scopinich, Claimant, Petitioner vs. James L. Morgan et al.)

301. The Steamship "Styria", Antonio G. Scopinich, Claimant, Petitioner, vs. Johnston L. Parsons

302. The Steamship "Styria", Antonio G. Scopinich, Claimant, Petitioner, vs. Alfred S. Matochinser)

303. The Steamship "Styria", Antonio G. Scopinich, Claimant, Petitioner, vs. John Munroe et al.,

On petition for writs of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

tiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

309. William S. Jewett, Petitioner vs. The United States. On a petition for a writ of Certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of Certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

314. The United States Life Insurance Company in the City of New York, Petitioner vs. J. E. Ross, Administrator &c. On a petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of Certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that

petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

382. George N. Tompkins, Petitioner, v. The Pacific Mutual Life Insurance Company of California. On a petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel in support of the same,

It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

278. Horner Bird, Plff in Error, v. The United States. On motion of Mr. Assistant Attorney General,

It is ordered by the Court that this cause be, and the same is hereby, advanced, and assigned for argument on Monday, December 16th. next, after the cases heretofore assigned for that day.

390. William B. Dinsmore et al., Petitioners, v. The Southern Express Co., et al. The petition for a writ of certiorari herein was submitted to the Consideration of the Court on printed arguments by

Mr. Frank H. Miller, in support of the same, and Mr. J. M. Dewell and Mr. Fleming du Bignon in opposition thereto.

342. The Mutual Life Insurance Company of New York, Petitioner, vs. Frank E. Dingley, Admr. &c. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Edward Lyman Short, Mr. Julien T. Davies, Mr. John B. Allen, and Mr. Frederic D. McKenney, in support of the same.

241. Michael H. O'Brien et al., Petitioners, vs. John G. Wheelock et al. Mr. Henry M. Duffield, of Counsel for the petitioners, submitted to the consideration of the Court a motion to dispense with reprinting the transcript of record herein.

432. Grand Island & Wyoming Central R.R. Co. et al., Petitioners, vs. Thomas Swann,
433. Same vs. Same,
434. Same vs. Same,
435. Same vs. Same.

The petitions for writs of certiorari herein were submitted to the consideration of the Court on printed arguments by Mr. N. K. Griggs and Mr. Charles F. Manderson, in support of the same, and Mr. Charles W. Brown, in opposition thereto.

189. John P. Mallett et al., Plffs in Error, vs. The State of North Carolina. Mr. J. C. L. Harris, of counsel for the defendant in error, submitted to the consideration of the Court a motion to advance the cause.

60. Aaron Bradshaw, Plff in Error, vs. Nehemiah B. Ashley. Mr. A. S. Worthington, of counsel for the defendant in error, suggested the death of Nehemiah B. Ashley and moved the Court to make Mary M. Ashley, widow, and Hayden A. Ashley, Ralph B. Ashley, and Emma B. Jenkins, heirs of said Nehemiah B. Ashley the parties, defendants in error herein. Whereupon, It is, now here ordered by the Court that the said, Mary M. Ashley, widow, and Hayden A. Ashley, Ralph B. Ashley, and Emma B. Jenkins, heirs of Nehemiah B. Ashley, deceased, be, and they are hereby, made the parties defendants in error in this cause.

1116. The Carborundum Company, Petitioner, vs. The Electric Smelting and Aluminum Company. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. George H. Christy, Mr. Thomas H. Baldwin, and, Mr. Francis Lynde Stetson, in support of the

123. The United States et al., Appellants, vs. Thomas O. Andrews. This cause was submitted to the consideration of the Court, under the 30th rule, on the record and printed arguments by Mr. Assistant Attorney General Thompson, of Counsel for the appellants, and Mr. Silas Hare, of Counsel for the appellee.

34. Fred. Hewitt, vs. Plff in Error, Emil Schultz et al.)

47. William L. Powers et al., vs. Plff in Error, Jacob Slaght.)

48. J. M. Moore vs. Plff in Error, D. B. Stone et al.)

49. J. M. Moore, vs. Plff in Error, John Cormode.)

The argument of these cases was commenced by Mr. James B. Kerr, of Counsel for the defendant in error in No. 34 and plaintiffs in error in Nos. 47, 48, and 49, and continued by Mr. C. W. Bunn, of Counsel for the defendants in error in No. 34, and plaintiffs in error in Nos. 47, 48, and 49, Mr. George H. Patrick, of Counsel for the defendants in error in Nos. 48 and 49, and Mr. J. A. McGowan, of Counsel for the plaintiff in error in No. 34.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, October 16th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

(Present

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. M. Dickinson it is ordered that William P. Sheffield, Jr., Esquire, of Newport, State of Rhode Island, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

24. Fred Hewitt, Plff in Error, vs. Ernst Schultz et al
47. William L. Powers et al., Plffs in Error, vs. Jacob Slaght
48. J. M. Moore, Plff in Error, vs. D. B. Stone et al.
49. J. M. Moore, Plff in Error, vs. John Cormode.

The argument of these cases was concluded by Mr. J. A. McGowan, of counsel for the plaintiff

submitted by Mr. U. L. Ellinger, of counsel for the defendant in error in No. 47, and leave was granted counsel for the plaintiff in error in No. 31 and defendants in error in Nos. 48 and 49 to file additional briefs within one week.

No. Fred Stearns, County Auditor &c., vs. Ely in Error, The State of Minnesota on the relation of James N. Wood. The reargument of this cause was commenced by Mr. C. H. Bunn of counsel for the plaintiff in error, and continued by Mr. N. H. Childs and Mr. W. B. Douglas, of counsel for the defendant in error, and Mr. W. B. Hornblower, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, October 17th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John N. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. F. B. Kellogg it is ordered that Robert N. Wright, Esquire, of Fort Dodge, State of Iowa, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

No. Fred Stearns, County Auditor &c., Plff in Error, vs. The State of Minnesota on the relation of James H. Mc[illegible] et al. for the plaintiff in error.

The argument of this cause was concluded by Mr. W. B. Hornblower, of coun-

173. The Duluth & Iron Range Railroad Co., Plff in Error, vs. The County of St. Louis. This cause was argued by Mr. Frank B. Kellogg, of counsel for the plaintiff in error, and Mr. H. B. Douglas, of counsel for the defendant in error.

23. Henry L. Mitchell, Governor, etal., Appellants, vs. Charles M. Furman, Admr, etal. The reargument of this cause was commenced by Mr. H. W. Dewhurst, of counsel for the appellants.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday October 18th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown, } Associate
George Shiras, Jr., } Justices
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf, by Mr. George A. Shields it is ordered that Samuel B. Jeffries, Esquire, of Jefferson City, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

23. Henry L. Mitchell, Governor, et al., Appellants, v. Charles M. Thurman, Admr., et al. The reargument of this cause was continued by Mr. W. H. Dewhurst, of counsel for the appellants, and Mr. F. P. Fleming, of counsel for the appellees, and

the appellants.

98. The Wisconsin, Minnesota & Pacific Railroad Co. Plff in Error, vs. Jacob F. Jacobson, Plaintiff in error.

The reargument of this cause was commenced by Mr. Albert E. Clarke, of counsel for the

Proclamation being made the Court is adjourned, until tomorrow at twelve o'clock.

Friday, October 19th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Esq. Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. H. H. Brown it is ordered that Frederic P. Schoonmaker, Esquire, of Bradford, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

28. The Wisconsin, Minnesota & Pacific Railroad Co. Plff in Error, vs. Jacob F. Jacobson. — The reargument of this cause was continued by Mr. Albert E. Clarke of counsel for the plaintiff in error, and Mr. A. W. Childs, of counsel

Albert E. Clarke, of counsel for the plaintiff in error.

167. The Board of Commissioners of Stokes County et al, vs. M. N. Colert & Company. Appellants,

Reargument of this cause was commenced by Mr. A. C. Avery of counsel for the appellants, and continued by Mr. John G. Dillon, of counsel for the appellee.

Proclimation being made the Court is adjourned until Monday next at twelve o'clock M.

Monday, October 22d. 1900.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James D. Kay it is ordered that James Hegley Cooke, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. Howard it is ordered that Leonard Huntress Dyer, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKinney it is ordered that John M. Gillerman, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. S. Sayers it is ordered that T. W. Gregory, Esquire, of Austin, State of Texas, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. H. Howe it is ordered that W. B. Spencer, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

266 of Oct. T. 1896. Wilberforce Sully, Trustee, etal., Plffs in Error, vs. The American National Bank etal. On consideration of the motion to retax the costs in this cause, and of the argument of Counsel thereupon had as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is hereby granted.

Per Mr. Justice Peckham

19. William Wheeler Hubbell, Appellant, vs. The United States. Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby affirmed.

Per Mr. Justice Shiras.

198 of Oct. T. 1897. William N. Hubbell, vs. The United States. On consideration of the petition for a rehearing of this cause, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Justice Shiras.

5. James Knott, vs. Botany Worsted Mills, and Henry P. Winter and Charles T. Smith. Petitioner, On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is now

that the decrees of the said United States Circuit Court of Appeals in this cause be, and the same are hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice Gray.

73. The Oregon Railroad & Navigation Company, Appellant, vs. Robert Balfour et al., partners doing business as Balfour, Guthrie & Co. et al. Appeals from the United States Circuit Court of Appeals for the Ninth Circuit.

74. The Oregon Railway & Navigation Company et al., Appellants, vs. Robert Balfour et al., partners doing business as Balfour, Guthrie & Co., et al.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and on motions to dismiss or affirm which were argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that these appeals be, and the same are hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

553 of Oct. Term 1899. Burton S. Barnes and John W. Dalton, partners as Barnes & Dalton, Plffs in Error and Ap'ts, vs. J. H. Lynch et al, Defts in Error and Ap'ts.

On consideration of the motion of John W. Dalton, one of the plaintiffs in error and appellants herein to vacate and set aside the judgment of dismissal entered herein on May 21st. 1900, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is hereby denied.

Per Mr. Chief Justice Fuller.

189. John P. Mallett et al, Plffs in Error, vs. The State of North Carolina.

On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, January 7th. 1901, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

241. Michael H. O'Brien et al, Petitioners, vs. John G. Wheelock et al, Respondents.

On consideration of the motion to dispense with reprinting the transcript of record herein, It is now here ordered by the Court that said motion be, and the same is hereby

201. Thomas F. Farrell et al., vs. Plffs in Error, The West Chicago Park Commissioners. On consideration of the motion to punish the defendants in error for contempt, the return to the rule to show cause issued herein, and of the argument of Counsel thereupon had, It is now here ordered by the Court that the rule to show cause, be, and the same is hereby, discharged.

(Per Mr. Chief Justice Fuller.)

201. Thomas F. Farrell et al., vs. Plffs in Error, The West Chicago Park Commissioners. On consideration of the motion to vacate the supersedeas herein and of the argument of Counsel thereupon had as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

(Per Mr. Chief Justice Fuller.)

874. The Bienville Water Supply Co., vs. Appellant, The City of Mobile et al. It is now here ordered by the Court that the further consideration of the motions to dismiss or affirm herein be, and the same is hereby, postponed until the hearing of the cause on its merits.

(Per Mr. Chief Justice Fuller.)

319. Frank W. Funk, Petitioner, vs. The United States. On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

342. The Mutual Life Insurance Company of New York, Petitioner, vs. Frank E. Dingley, Administrator &c. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

390. William B. Dinsmore et al., Petitioners, vs. The Southern Express Company et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

(per Mr. Chief Justice Fuller.)

432. Grand Island & Wyoming Central Railroad Company et al., Petitioners, vs. Thomas Sweeney. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is, hereby, denied.

(per Mr. Chief Justice Fuller.)

1433. Grand Island & Wyoming Central Railroad Company et al. vs. Thomas Sweeney. Petitioners, On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

1434. Grand Island & Wyoming Central Railroad Company et al. vs. Thomas Sweeney. Petitioners, On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Cir.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

435. Grand Island & Wyoming Central Railroad Company et al., Petitioners, vs. Thomas Sweeney. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

446. The Carborundum Company, Petitioner, vs. The Electric Smelting and Aluminum Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

111.	Josiah A. Gould et al, Petitioners, vs. Ann S. Hughes, owner and claimant of the Tug "Albert N. Hughes."	On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by counsel. On consideration whereof, the Court being equally divided in opinion, It is now hereordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Pennsylvania.

Per Mr. Chief Justice Fuller

211.	Harry Plummer, as Executor of the last will & testament of Joseph Plummer, deceased, Plff in Error, vs. The United States.	In Error to the District Court of the United States for the Southern District of New York.

This cause having been called to the attention of the Court by Mr. Assistant Attorney General Hoyt, of counsel for the defendant in error, and he having moved the Court on behalf of counsel,

in this Cause. Therefore, in pursuance of said motion, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed.

(per Mr. Chief Justice Fuller.)

1117. Good Shot, an Indian, Plff in Error, vs. The United States. This cause was submitted to the consideration of the Court on the order of the Circuit Court of Appeals recalling the certificate herein, on the petition of the plaintiff in error for a writ of certiorari to bring up the entire record, and on a motion of Mr. Assistant Attorney General Hoyt, of Counsel for the defendant in error to dismiss the certificate.

1144. Flora L. Burt, Petitioner, vs. C. Gotzian & Company. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. W. M. Rose and Mr. G. B. Rose, in support of the same.

1454. The Fidelity & Deposit Company of Maryland, Petitioner vs. R. H. Courtney, Receiver &c. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Edward J. McDermott and Mr. St. John

451. Atlas Glass Company, Petitioner, vs. Simonds Manufacturing Company et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. William L. Pierce, in support of the same, and Mr. James I. Kay and Mr. James Negley Cooke, in opposition thereto.

167. The Board of Commissioners of Wilkes County et al., Appellants, vs. H. N. Cobb & Company. The argument of this cause was continued by Mr. John F. Dillon and Mr. Charles Price, of counsel for the appellees, and concluded by Mr. A. G. Avery, of counsel for the appellants, and leave was granted counsel for the appellants to file an additional brief within three days and to counsel for the appellees to file a reply thereto within three days thereafter.

80. The Yazoo & Mississippi Valley Railroad Company et al., vs. Hiram Sims, Mississippi Tax Collector, and Wirt Adams, State Revenue Agent. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. William D. Guthrie, Mr. James Tenbrees, Mr. Edward Mayes, Mr. J. M. Dickinson and Mr. Noel Gale, of counsel for the plaintiffs in error, and Mr. R. C. Beckett, Mr. G. N.

defendant in error.

The Yazoo & Mississippi Valley Railroad Co., et al.,
vs. Appeals in Error,
35. Wirt Adams, State Revenue Agent.

The Illinois Central Railroad Co.,
vs. Appellant,
77. Wirt Adams, State Revenue Agent, et al.

The Illinois Central Railroad Co.,
vs. Appellant,
78. Wirt Adams, State Revenue Agent et al

The Yazoo & Mississippi Valley Railroad Co.,
vs. Appellant,
77. Wirt Adams, State Revenue Agent et al

The Yazoo & Mississippi Valley Railroad Co., et al.,
vs. Appeals in Error,
355. Wirt Adams, State Revenue Agent.

The Yazoo & Mississippi Valley Railroad Co., et al.,
vs. Appeals in Error,
356. Wirt Adams, State Revenue Agent.

On motion of Mr. W. D. Guthrie, of counsel for the plaintiffs in error and appellants, It is ordered by the Court that four hours be allowed counsel on each side for the argument of these cases, the cases to be argued in two groups.

35. The Yazoo & Mississippi Valley Railroad Co., et al., vs. Plffs in Error, Wirt Adams, State Revenue Agent

355. The Yazoo & Mississippi Valley Railroad Co., et al., vs. Plffs in Error, Wirt Adams, State Revenue Agent

356. The Yazoo & Mississippi Valley Railroad Co., et al., vs. Plffs in Error, Wirt Adams, State Revenue Agent

The argument of these cases was commenced by Mr. William D. Guthrie, of counsel for the plaintiffs in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, October 23d, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. L. Thorndike it is ordered that Charles Thornton Davis, Esquire, of Worcester, and Franklin T. Hammond, Esquire, of Cambridge, State of Massachusetts, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. George C. Heard it is ordered that William Grant, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The Chief Justice said that at the close of the session today the Court will adjourn until half past 2 o'clock to-morrow afternoon that the members of the Court may be enabled to pay the last tribute of respect to the memory of the eminent public man just deceased in this City.

354. The Yazoo & Mississippi Valley Railroad Co., et al., vs. Writ Adams, State Revenue Agent. } Writ of Error.

355. The Yazoo & Mississippi Valley Railroad Co., et al., vs. Writ Adams, State Revenue Agent. } Writ of Error.

356. The Yazoo & Mississippi Valley Railroad Co., et al., vs. Writ Adams, State Revenue Agent. } Writ of Error.

The argument of these cases was continued by Mr. William D. Guthrie, of counsel for the plaintiffs in error, and Mr. R. C. Beckett, of counsel for the defendant in error, and concluded by Mr. Edward Mayes, of counsel for the plaintiffs in error.

Proclamation being made the Court is adjourned until tomorrow afternoon at half past two o'clock.

Wednesday, October 24th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

77. The Illinois Central R.R. Co., Appellant, v. Wirt Adams, State Revenue Agent, et al.

78. The Illinois Central R.R. Co., Appellant, v. Wirt Adams, State Revenue Agent, et al.

79. The Yazoo & Mississippi Valley R.R. Co., Plff in Error, v. Wirt Adams, State Revenue Agent, et al.

These cases were argued by Mr. Williams D. Guthrie, of Counsel for the Appellant and Plaintiff in error and Mr. F. A. Critz and Mr. Marcellus Green, of Counsel for the appellees and defendants in error.

Proclamation being made the Court is adjourned un-

Thursday, October 25th 1900

Pursuant to adjournment the Court met today at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

213. William B. Tyler, Plff in Error
vs.
The Judges of the Court of Registration.

This cause was argued by Mr. J. L. Thornbrough, of counsel for the plaintiff in error, and Mr. Moses M. Knowlton, of counsel for the defendants in error, and leave was granted counsel to file briefs on the question of jurisdiction on or before the 31st instant.

Thursday, October 25th, 1900, Continued.

258. Isaac M. Mason, Auditor &c., vs. (Hff in Err.
The State of Missouri ex rel. James McCaffery et al.)
(For the plaintiff in error.)

The argument of this cause was commenced by Mr. George D. Reynolds, of counsel

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Friday, October 26th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. George H. Shields it is ordered that C. V. Howell, Esquire, of Chicago, State of Illinois, and John Preston Campbell, Esquire, of Washington, District of Columbia, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

258. Isaac M. Mason Auditor &c., Plff in Error,
vs.
The State of Missouri ex rel. James McCaffery et al.

The argument of this cause was continued by George D. Reynolds, of counsel for the

counsel for the defendants in error, and concluded by Mr. George A. Shields, of counsel for the plaintiff in error.

283. John B. Wight et al., Commissioners of the Dist. of Col., Appellants, vs. Charles N. Davidson et al.

The argument of this cause was commenced by Mr. Clarence A. Brandenburg, of counsel for the appellants.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, October 29th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal,
James A. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Seymour D. Thompson it is ordered that Frank Harvey Field, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney it is ordered that Leon Raunheim, Esquire, of New York City, and John A. Henderson, Esquire, of Tallahassee, State of Florida, be admitted to practice as attorneys and counsellors of this Court and they were

On motion first made to the Court in this behalf by Mr. George C. Fry it is ordered that Edmund W. Wood, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. P. R. Coudert, Jr, it is ordered that H. B. Putney, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

8. James M. Sigafus, Pltff in Error, vs. Dudley Porter et al. On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the Circuit Court of the United States for the Southern District of New York in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of New York with directions to award a new trial, and for further proceedings consistent with the principles of the opinion of this Court in this case. Mr Justice Harlan

1147. Good Shot, an Indian, vs. Allin Bros. The United States. On a certificate from the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Eighth Circuit, On consideration whereof It is the opinion of this Court that the question certified must be answered in the negative. Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

per Mr. Chief Justice Fuller.

1147. Good Shot, an Indian, vs. Allin Bros. The United States. On consideration of the petition for a writ of certiorari herein to bring up the entire record in this cause, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

1148. Flora J. Burt, vs. C. Gotzian & Company. Petitioner, On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of Counsel

the Court that said petition be, and the same is hereby denied.

Per Mr. Chief Justice Fuller.

451. Atlas Glass Company, Petitioner, vs. Simonds Manufacturing Company et al. On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

454. The Fidelity & Deposit Company of Maryland, Petitioner, vs. R. N. Courtney, Receiver &c. On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

H. Drusilla Mitchell, Petitioner,
115. vs.
The First National Bank of Chicago.

It is ordered by the Court that this cause be and the same is hereby restored to the docket for re-argument.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of Edgar DeBara, Petitioner.
15, Original.

On motion of Mr. Assistant Attorney General Hoyt leave is hereby granted to file the return to the rule to show cause issued herein.

Robert Chipps and Alexander McKenzie, Receivers, Petitioners,
163. vs.
Jafet Lindsley et al.

Mr. C. A. Severance, of counsel for the petitioners, submitted to the consideration of the Court a petition for a writ of certiorari herein, a motion for a rule to show cause why said writ should not issue, and a motion for a stay of proceedings

Sumpter Turner, Syndic &c., Plff in Error,
408. vs.
F. L. Richardson, Receiver &c.

The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. F. L. Richardson, in support of

plaintiff in error to file a printed brief in opposition thereto within fifteen days.

1156. Elias S. A. de Lima et al., vs. George R. Bidwell (.) On motion of Mr. John G. Carlisle, of counsel for the plaintiffs in error, It is ordered by the Court that this cause be, and the same is hereby, advanced and assigned for argument on Monday, January 7th, 1901, after the cases heretofore assigned for that day.

348. The Freeport Water Co., vs. The City of Freeport. On motion of Mr. George C. Fry, of counsel for the plaintiff in error, It is ordered by the Court that this cause be, and the same is hereby, advanced to be submitted on printed briefs after case No. 56, with leave to counsel for the defendant in error to file printed brief on or before November 20th.

243. Barbara Chavez de Armijo, vs. Justo R. Armijo. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. Neill B. Field, in support of the same, and Mr. J. A. McGowan, in opposition thereto.

Elizabeth Dorr and
George W. Dorr,
1164 vs. Plffs in Error,
Amy Hunter,

Mr. Edmond McMahon of counsel for the defendant in error, having filed in open Court the following certificate, to wit.

"Supreme Court of Illinois
Northern Grand Division
Elizabeth Dorr, George W. Dorr,
-vs-
Amy Hunter,

I, Christopher Mamer, Clerk of the Supreme Court of Illinois, and Keeper of the records and files, thereof, do hereby certify that in the above entitled cause a judgment of Affirmance of the judgment of the Appellate Court of Illinois, First District, was entered on the 18th day of December 1899 in said Court. That afterwards, and on the 15th day of March A.D. 1900 there was lodged in the Office of the Clerk of said Court a certain writ of error from the Supreme Court of the United States, a copy of which said writ of error is hereto attached, and that on the day and date last aforesaid a citation and bond were filed in said cause.

Witness my hand and the seal of said Court at Springfield in said State of Illinois this 23rd day of October A.D. 1900.

(Seal) Christopher Mamer, Clerk"

pursuant to the 9th rule: and it appearing to this Court that the plaintiffs in error have failed to have their cause filed and docketed in conformity with the rules of this Court. It is now ordered and adjudged by this Court that the writ of error in this Cause to the Supreme Court of the State of Missouri be, and the same is hereby docketed and dismissed with costs; And that this Cause be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller,

120. The New York Life Insurance Company, Plff in Error, vs. Charles E. Horton, Administrator of the estate of P. Lisle Sandish, deceased. In Error to the Supreme Court of the State of Missouri.

It appearing to the Court that an authority of counsel for the plaintiff in error to dismiss the writ of error in this Cause has been filed, Therefore, in pursuance of said authority, It is now here ordered and adjudged by this Court that the writ of error in this Cause be, and the same, is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller,

182. Charles A. Chapin, Pltff in Error, vs. Ruth S. Frye, by her next friend Henry H. Frye, — The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. Victor M. Gore, in support of the same, and Mr. N. C. Stewart and Mr. Benton Hanchett, in opposition thereto.

733. John M. Daugherty, Pltff in Error, vs. Thomas G. Hood et al. — The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. C. S. Montgomery, in support of the same, and Mr. Joel H. Hest, in opposition thereto.

705. Edward C. Biggs, Receiver &c., Pltff in Error, vs. Albert G. Martin et al., — This cause was submitted to the consideration of the Court, pursuant to the 20th rule, on the record and printed arguments by Mr. A. M. Stevenson, of counsel for the plaintiff in error, and Mr. E. N. Wilson, of counsel for the defendants in error.

23. Henry D. P. Allen (Pltf in Error) vs. Charles F. Allen and Aaron C. Allen. In Error to the Supreme Court of the State of California.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed, with costs.

Per Mr. Chief Justice Fuller.

223. A. L. Guerman, in behalf of Samuel Wright, vs. L. A. Marrero, Sheriff of the Parish of Jefferson, State of Louisiana. Appellant. Appeal from the Circuit Court of the United States for the Eastern District of Louisiana.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

283. John B. Wight et al., Commissioners of D.C., Appellants, vs. Charles H. Davidson et al.

The argument of this cause was continued by Mr. B. F. Leighton, of Counsel for the appellees, and concluded by Mr. A. B. Duvall, of counsel for the appellants.

287. R. A. Williams, Plff in Error, vs. Edgar Tarr, Sheriff &c., et al.

This cause was argued by Mr. James Davison, of Counsel for the plaintiff in error, and Mr. J. M. Terrell, of Counsel for the defendants in error.

250. The Compagnie Francaise de Navigation a Vapeur, Plff in Error, vs. The State Board of Health of Louisiana et al.

The argument of this cause was commenced by Mr. H. B. Spencer, of Counsel for the plaintiff in error

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Tuesday, October 30th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf, by Mr. David Willcox it is ordered that James M. Ward, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf, by Mr. A. B. Brown it is ordered that W. Frank Knox, Esquire, of Tyler, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

1462. Robert Chipps and Alexander McKenzie, Receiver, Petitioners, vs. Jafet Lindeberg, Erik O. Lindblom and John Brynteson.

On consideration of the petition of the above-named petitioners, It is now here ordered by this Court that cause be shown by the Judges of the United States Circuit Court of Appeals for the Ninth Circuit and the Counsel for said Jafet Lindeberg, Erik O. Lindblom and John Brynteson before this Court, at the City of Washington, on Monday, December 3d next, at twelve o'clock, noon of that day, or as soon thereafter as Counsel can be heard, why a writ of Certiorari should not issue as prayed in said petition.

It is further ordered that all proceedings in said Circuit Court of Appeals in the case of Jafet Lindeberg, Erik O. Lindblom and John Brynteson, Appellants, vs. Robert Chipps, No. 631, be Stayed, until the further order of this Court.

per Mr. Chief Justice Fuller

50. The Compagnie Francaise de Navigation a Vapeur, vs. The State Board of Health of Louisiana et al.

The argument of, this cause was continued by Mr. W. B. Spencer, of Counsel for the plaintiff in error, and Mr. F. C. Zacharie, of Counsel for the defendants in error, and concluded by Mr. W. B. Spencer, of

51. The People of the State of New York ex rel. The New York Clearing House Building Co., Plffs in Error, vs. Edward P. Barker et al., Commrs. &c.

52. The People of the State of New York ex rel. The New York Clearing House Building Co., Plffs in Error, vs. Edward P. Barker et al., Commrs &c.,

and leave was granted Counsel for the plaintiffs in error to file an additional brief on or before Friday next.

These cases were argued by Mr. David Willcox, of Counsel for the plaintiffs in error, and Mr. James M. Ward, of Counsel for the defendants in error,

53. The California Redwood Co., Appellant, vs. Benjamin F. Little.

54. The California Redwood Co., Appellant, vs. William Mahan.

These cases were submitted to the consideration of the Court on the records and printed arguments by Mr. Charles Page, of Counsel for the appellant, and Mr. Barclay Henley, of Counsel for the appellees.

55. V. B. Archer and Elvira B. Archer, Appellants, vs. The Baltimore Building & Loan Association of Baltimore City et al.

This cause was argued by Mr. William Hepburn Russell, of Counsel for the appellants, and submitted on a printed argument by Mr. Archer, of Counsel for the appellants. Proclamation being made the Court is adjourned until tomorrow

Wednesday, October 31st 1894

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened

63. The Keokuk & Hamilton Bridge Company vs. The People of the State of Illinois. In Error to the Supreme Court of the State of Illinois.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record herein, it is, therefore, in pursuance of the tenth rule of this Court, now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Mr. Chief Justice Fuller

65. The Las Animas Land Grant Co., Appellant, vs. The United States. This cause was ordered by the Court that this cause be, and the same is hereby,

passed temporarily.

56. The Rogers Park Water Co., Plff in Error, vs. John B. Ferguson. This cause was argued by Mr. Newton A. Pattridge, of Counsel for the plaintiff in error, and submitted on a printed argument by Mr. Jesse B. Barton, of Counsel for the defendant in error.

348. The Freeport Water Co., Plff in Error, vs. The City of Freeport. This cause was submitted to the consideration of the Court on the record and a printed argument by Mr. George C. Frey and Mr. James W. Hyde, of Counsel for the plaintiff in error, and leave was granted Counsel for the defendant in error to file a printed argument on or before November 20th next.

57. William Day, Appellant, vs. Conley J. McTague Keeper of the State Prison of Montana Territory. This cause was argued by Mr. Chapin Brown, of Counsel for the appellant. The Court declined to hear Counsel for the appellee.

58 L. J. Bryan, as Marshal, for the use of Auditors, Petitioners, vs. Louis Bernheimer

This cause was submitted to the Consideration of the Court on the record, and printed arguments by Mr. J. D. Rouse and Mr. William Grant, of Counsel for the petitioner, and Mr. Robert E. Steiner, of Counsel for the respondent.

59. Rothschild & Brother, Appellants, vs. The United States

The argument of this cause was commenced by Mr. E. R. Gunby, of Counsel, for the appellants, and continued by Mr. John S. Wise, of Counsel for the appellee, and Mr. H. J. Cookinham, of Counsel for the appellants.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, November 1st, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John S. Wise it is ordered that C. D. Merrick, Esquire, of Parkersburg, State of West Virginia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. B. Hay it is ordered that Thomas S. Hogan, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jno. A. Wilson it is ordered that William A. McIntire, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

463. The Florida Central & Peninsular Railroad Company, vs. Plff in Error, William N. Reynolds, as Comptroller &c, et al, — Mr. Frederic D. McKenney, of counsel for the plaintiff in error, submitted to the consideration of the Court a motion for a restraining order herein.

67. A. L. Johns et al, vs. Appellants, James Wilson. — This cause was submitted to the consideration of the Court on the record and a printed argument by Mr. D. A. Pinney, of counsel for the appellee, with leave to counsel for the appellants to file a printed argument within fifty days, and to counsel for the appellees to file a reply thereto within ten days thereafter.

59. Rothschild & Brother, vs. Appellants, The United States. — The argument of this cause was concluded by Mr. A. J. Gorkinkam, of counsel for the

60. Aaron Beadshaw, Plff in Error, vs. Mary M. Ashley, widow, et al. The argument of this Cause was commenced by Mr. John Ridgely, of Counsel for the Plaintiff in error, Continued by Mr. J. J. Darlington and Mr. N. F. Hastings, of Counsel for the defendants in error, and concluded by Mr. William F. Mattingly, of Counsel for the Plaintiff in error.

61. John D. McGilvray, Plff in Error, vs. Jane Knott, Plaintiff in Error. The argument of this Cause was commenced by Mr. Jackson H. Ralston, of Counsel for the

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, November 2d, 1900.

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Melville Church it is ordered that Charles E. Hill, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

463. The Florida Central & Peninsular Railroad Company, Plff in Error, vs. William A. Reynolds, as Comptroller &c., et al.

On consideration of the motion for a restraining order herein, It is now here ordered by the Court that a supersedeas be, and the same is hereby awarded on the plaintiff in error giving bond

in the sum of $100,000.00 to be approved by the Clerk of this Court.

81. The Gulf & Ship Island Railroad Company vs. Plff in Error, George P. Mewes, Tax Collector &c. } It is ordered by the Court that this cause be, and the same is hereby passed temporarily.

61. John D. McGilvray vs. Plff in Error, Jane Knott. } The argument of this cause was concluded by Mr. Jackson & Mr. Ralston, of counsel for the plaintiff in error. No counsel appeared for the defendant in error.

62. N. Abraham & Son et al., vs. Plff in Error, Marie L. Casey, Admrx &c. } This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. William A. Maury, Mr. Albert Voorhees and Mr. H. C. Hart, of Counsel for the plaintiffs in error, and Mr. H. S. Benedict, of counsel for the defendant in error.

64. The Southern Railway Co., vs. Plff in Error, The Postal Telegraph Cable Co. } The argument of this cause was commenced by Mr. A. L. Holladay, of counsel for the plaintiff in error, continued by Mr. J. R. McIntosh, of counsel for the defendant in error.

Friday November 2d, 1900, Continued.

Concluded by Mr. Robert Stiles, of counsel for the plaintiff in error.

Proclamation being made the Courts adjourned until Monday next at twelve o'clock.

Monday, November 24, 1890.

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
} Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. F. P. B. Sands it is ordered that Charles W. Clagett, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney it is ordered that Henry B. Brownell, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. V. B. Edwards it is ordered that Clifton V. Edwards, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that Alexander Troy, Esquire, of Montgomery, State of Alabama, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The United States and The Kiowa and Comanche Indians, Appellants, vs. Thomas C. Andrews. Appeal from the Court of Claims.

1123.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Peckham.

28. The American Sugar Refining Company, Plff in Error, vs. The State of Louisiana and John Brewster, State Tax Collector, Second District, Parish of Orleans, State of Louisiana. In Error to the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brown.

Mr. Justice Harlan concurred in the result.

Mr. Justice White did not participate in the decision of this case.

96. George N. Crossman and Herman Sieleken, Petitioners, vs. William Burrill, James Burrill and others owners of the Bark "Kate Burrill". On writ of Certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It

here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals and the decree of the District Court of the United States for the Southern District of New York in this cause be, and the same are hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York for further proceedings in accordance with the opinion of this Court.

Per Mr. Justice Gray.

Mr. Justice McKenna was not present at the argument and took no part in the decision of this case.

55. V. B. Archer and Elvira B. Archer, Appellants, vs. The Baltimore Building and Loan Association of Baltimore City and J. T. Piggott, Trustee. Appeal from the Circuit Court of the United States for the District of West Virginia.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of West Virginia, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed, with costs.

57. William Dew
vs. Appellant,
Conley & McTague, Keepers of the State Prison of the State of Montana at Deer Lodge, Montana.

Appeal from the Circuit Court of the United States for the District of Montana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Montana, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the order of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

233. John M. Daugherty
vs. In Error,
Thomas G. Hood, William W. Foulkrod, Uriah G. Fox and Barton F. Blake, copartners in business under the name and style of Hood, Foulkrod & Company.

In Error to the Circuit Court of the United States for the District of Nebraska.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Nebraska, and on motions to dismiss or affirm; which were argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

243 Barbara Chavez De Armijo, Appellant, vs. Justo R. Armijo. It is ordered by the Court that the further consideration of the motions to to dismiss or affirm in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

18. Joseph Smith, Plff in Error, vs. The State of Tennessee. In Error to the Supreme Court of the State of Tennessee.

This cause having been called to the attention of the Court by Mr. Frederic D. McKenney, in behalf of Counsel, and a stipulation of Counsel for the respective parties to dismiss the writ of error in this cause having been filed, Therefore, in pursuance of said stipulation, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

18. Joseph Smith, Plff in Error, vs. The State of Tennessee. On motion of Mr. F. D. McKenney, in behalf of Counsel, leave is hereby granted the Clerk to issue the mandate in this cause.

431. J. N. Elliott, Constable, et al., vs. Murphy, L. Anderson et al. Petitioners,

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. J. C. Pitchard and Mr. Charles A. Moore, in support of the same, and Mr. Charles Seymour, in opposition thereto.

425. N. Drucilla Mitchell, vs. The First National Bank of Chicago. Petitioner,

On motion of Mr. Harvey B. Brownell, in behalf of counsel, It is ordered by the Court that this cause be, and the same is hereby, assigned for reargument on Monday, December 3d next, after the cases heretofore assigned for that day.

474. James L. Morgan et al., vs. Austro-Americana Steamship Co., owner &c. Petitioners,

475. Schuyler L. Parsons, vs. Austro-Americana Steamship Co., owner &c. Petitioner

476. Alfred S. Malcomson, vs. Austro-Americana Steamship Co., owner &c. Petitioner,

477. John Munroe et al., vs. Austro-Americana Steamship Co. owner &c. Petitioners,

The petition for writs of certiorari herein was submitted to the consideration of the Court by Mr. Harrington Putnam, Mr. John M. Bowers, Mr. William J. Curtis and Mr. Melville H. Regenburger, in support of the same

The Oregon Railroad & Navigation Co., Appellant, vs. Robert Balfour et al. On motion of Mr. A.B. Browne, of counsel for the appellants, leave is hereby granted the Clerk to issue the mandate in these cases, per stipulation of counsel.

The Oregon Railway & Navigation Co. Ld., Appellants, vs. Robert Balfour et al.

286. Jack Davis, Appellant, vs. J. E. Burke, Sheriff &c. Mr. George C. Heard, in behalf of counsel, submitted to the consideration of the Court a motion to advance this cause.

A. L. Guzman, on behalf of Samuel Wright, Appellant, vs. L. H. Manners, Sheriff &c. Mr. A. A. Birney of counsel for the appellant, submitted to the consideration of the Court a motion to set aside the order of dismissal entered herein and to restore the cause to the docket.

305. Charles H. Lynde, Plff in Error, vs. Mary H. Lynde.
369. Mary H. Lynde, Plff in Error, vs. Charles H. Lynde.

These causes were submitted to the consideration of the Court, pursuant to Rule 10, on the record and printed arguments by Mr. George S. Ingraham

of Counsel for Mary A. Lynch.

1911. Charles N. Hart, Plff in Error, vs. The State of Illinois. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. A. C. Bishop, in support of the same, and Mr. C. H. Powers, in opposition thereto.

Ex parte In the matter of Edgar DeBara, Petitioner. This cause was submitted to the consideration of the Court by Mr. D. W. Baker, of counsel for the petitioner, and Mr. Solicitor General Richards, of counsel for the respondent.

105, Original

Mary Louise Kenadall, Plff in Error & Appt. vs. Arabella D. Sinnott et al. This cause was argued by Mr. William Henry Dennis, of counsel for the plaintiff in error and appellant, and Mr. William A. Milliken and Mr. T. P. B. Sands, of counsel for the defendants in error and appellees.

66.

68. The Interstate Commerce Commission, Appellant, vs. The Clyde Steamship Co., et al.

69. The Interstate Commerce Commission, Appellant, vs. The Western & Atlantic R.R. Co., et al.

70. The Interstate Commerce Commission, Appellant, vs. The Clyde Steamship Co., et al.

The argument of these cases was commenced by Mr. L. A. Shaver of counsel for the appellants.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, November 6th 1894.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal;
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

68. The Interstate Commerce Commission, Appellant;
vs.
The Clyde Steamship Company et al.

69. The Interstate Commerce Commission, Appellant,
vs.
The Western & Atlantic Railroad Co. et al.

70. The Interstate Commerce Commission, Appellant,
vs.
The Clyde Steamship Company et al.

The argument of these cases was continued by Mr. L. A. Shaver, of counsel for the appellant, and Mr. Ed. Baxter, of counsel for the appellees, and concluded by Mr. L. A. Shaver, of counsel for the appellant;

71. The United States, Appellant, vs. Eugene Beebe et al. The argument of this cause was commenced by Mr. H. S. Reese, of counsel for the appellant, and continued by Mr. Henry L. Catlett, of counsel for the appellees

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, November 7th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal;
James H. McKenney, Clerk;

Proclamation being made the Court is opened;

82. Antone Marks, Pltf in Error, v. C. M. Shoup. On motion of Mr. L. P. Michener, of Counsel for the plaintiff in error, It is ordered by the Court that this cause be, and the same is hereby, dismissed with costs.

85. The Liverpool & London & Globe Insurance Co., Pltf in Error, v. Kearney & Hyde. This cause was submitted to the consideration of the Court on the record and a printed argument by Mr. E. S. Pinion, of Counsel for the plaintiff in error, and leave was granted Counsel for the defendant in error to file a printed argument

within twenty days.

54. Fritz Conlzen, Appellant, vs. The United States et al. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. A. B. Browne, Mr. Alexander Britton, Mr. J. W. Douglass, and Mr. Alexander Porter Morse, of counsel for the appellant, and Mr. Assistant Attorney General Thompson, of counsel for the appellees, and leave was granted counsel for the appellant to file a brief in reply.

226. Frank M. Fairbank, vs. Plff in Error, The United States. On motion of Mr. A. B. Browne, in behalf of counsel for the plaintiff in error, it is ordered by the Court that this cause be, and the same is hereby, re-assigned for argument on Monday, December 16th next, after the cases heretofore assigned for that day.

71. The United States, Appellant, vs. Eugene Barbe et al., The argument of this cause was continued by Mr. Henry S. Cabell and Mr. Alexander Hoy, of counsel for the appellees, and concluded by Mr. Robert A. Howard, of counsel for the appellant.

79. John M. Avery et al. vs. Plffs in Error, S. Popper & Brother et al

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. John M. Avery, of counsel for the plaintiffs in error, and Mr. Benjamin F. Looney, of counsel for the defendants in error.

75. Emil Stevens, vs. Appellant, The State of Ohio

This cause was submitted to the consideration of the Court on the record and printed arguments by counsel for the appellant, Mr. J. Bernard Handlan, with leave to counsel for the appellee to file a printed argument hereafter.

76. Reymann Brewing Co., vs. Appellant, Harry Brister, Treasurer etc.

This cause was submitted to the consideration of the Court on the record and a printed argument by Mr. J. Bernard Handlan, of counsel for the appellant, with leave to counsel for the appellee to file a printed argument hereafter.

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82 John Joyce, vs. Plff in Error, A. F. Auten, Receiver &c.

This cause was argued by Mr. Thomas E. Powell, of counsel for the plaintiff in error, and Mr. Talfourd P. Linn, of counsel for the defendant in error.

No. The District of Columbia, Plff in Error, vs. Leigh Robinson et al, Defendants in Error.

The argument of this cause was commenced by Mr. A. B. Duvall, of counsel for the plaintiff in error.

Proclamation being made the Courts is adjourned, until tomorrow at twelve o'clock.

Thursday, November 5th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna, } Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf, by Mr. E. B. Whitney it is ordered that Walker D. Hines, Esquire, of Louisville, State of Kentucky, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John C. Wilson it is ordered that Lockwood Honoré, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

287. Charles F. H. Neely, Appellant, vs. William Henkel, U.S. Marshal &c. — On motion of Mr. John D. Lindsay, of counsel for the appellant, It is ordered by the Court that these cases be, and

406. Charles F. H. Neely, Appellant, vs. William Henkel, U.S. Marshal &c.

they are hereby, re-assigned for argument on Monday, December 3rd next, after the cases heretofore assigned for that day.

97. Elliott A. Phelps et al., Plff in Error, vs. Robert Radford Beard, Receiver — On motion of Mr. E. B. Whitney, leave is hereby granted him to file a printed brief herein on behalf of certain interested parties, and to counsel for the plaintiff in error to file an additional brief within one week.

91. John C. Humes, Appellant, vs. The City of Fort Smith. — Appeal from the Circuit Court of the United States for the Western District of Arkansas.

It appearing to the Court that an authority of counsel for the appellant to dismiss this appeal has been filed, Therefore, in pursuance of said authority, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

86. The District of Columbia, Plff in Error, vs. Leigh Robinson et al, Executors &c. The argument of this cause was continued by Mr. Conway Robinson, Jr., and Mr. W. D. Davidge, of counsel for the defendants in error, and concluded by Mr. A. B. Duvall, of counsel for the plaintiff in error.

87. C. S. Thompson et al., Plffs in Error, vs. Los Angeles Farming & Milling Company. This cause was argued by Mr. Harvey M. Friend, of counsel for the plaintiffs in error, and submitted on printed arguments by Mr. Stephen M. White and Mr. James A. Shankland, of counsel for the defendant in error.

92. Elliott N. Phelps et al., Plffs in Error, vs. Robert Radford Beard, Receiver &c. The argument of this cause was commenced by Mr. John P. Wilson, of counsel for the plaintiffs in error, and continued by Mr. Frank H. Scott, of counsel for the defendant in error.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Friday, November 9th, 1900.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Edward Winslow Paige it is ordered that Henry B. Dwombly, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

No. 173 The United States et al., Appellants, vs. Thomas C. Andrews.

On motion of Mr. Silas Hare, of counsel for the appellee, leave is hereby granted, the Clerk to issue the mandate in this cause.

111. The Board of Liquidation of the City Debt, Plff in Error, vs. The State of Louisiana ex rel. Miss Sidonia B. Wilden et al. On motion of Mr. Thomas H. Clark, in behalf of counsel It is ordered by the Court that this cause be, and the same is hereby, postponed for argument with Case No. 114, as one case.

92. Elliott A. Phelps et al., Plffs in Error, vs. Robert Radford Beard, Receiver &c. The argument of this cause was continued by Mr. Frank H. Scott, of counsel for the defendant in error, and concluded by Mr. John P. Wilson, of counsel for the plaintiffs in error.

93. The Louisville & Nashville Railroad Company, Plff in Error, vs. The Commonwealth of Kentucky. This cause was argued by Mr. Williams Lindsay, of counsel for the plaintiff in error. No counsel appeared for the defendant in error.

95. John D. Weber et al., Appellants, vs. John H. Dillon, County Treasurer &c. It is ordered by the Court that this cause be, and the same is hereby, continued until the next term.

	Michael F. Dooley, individually and as Receiver, et al,	Reargument of these cases was commenced by Mr. William B. Palmer, of Counsel for Hadden et al, and Continued by Mr. Edward Winslow Paige, of Counsel for Dooley et al.
96.	vs. Appellants	
	Harold F. Hadden et al,	
	Harold F. Hadden et al,	
99.	vs. Appellants.	
	Michael F. Dooley, individually & as Receiver, et al.	

Proclamation being made the Court is adjourned, until Monday next at twelve o'clock.

Monday, November 12th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKinney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Attorney General Griggs it is ordered that Chase Mellen, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John G. Carlisle it is ordered that H. H. Davies, Esquire, of Louisville, State of Kentucky, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf

Reavis, Esquire, of Danville, State of Illinois, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Leigh Robinson it is ordered that L. B. Moody, Esquire, of Houston, State of Texas, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles H. Markham it is ordered that Charles Hissam Allen, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Maury it is ordered that William B. Yates, Esquire, of Pueblo, State of Colorado, James F. Read, Esquire, of Fort Smith, State of Arkansas, and A. W. Rives, Esquire, of Lebanon, State of Kentucky, be admitted to practice as attorneys and Counsellors of this Court, and they were sworn accordingly.

Gilmore G. Scranton, Plff in Error, vs. Eben S. Wheelet. } In Error to the Supreme Court of the State of Michigan.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Michigan, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with Costs.

(per Mr. Justice Harlan:)

Dissenting:
Mr. Justice Shiras,
Mr. Justice Gray and
Mr. Justice Peckham;
(Mr. Justice Brewer concurs in this result.)

The Chief Justice announced that Court would take a recess from Monday the 19th instant to Monday, December 3d next.)

223. A. L. Guesman, on behalf of Samuel Wright, vs. L. H. Marrero, Sheriff, } Appellant, On consideration of the motion to set aside the order of dismissal entered herein and to reinstate the cause on the docket, ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, December 3d next.

the head of the call for that day.

(per Mr. Chief Justice Fuller.)

286. Jack Davis, Appellant, vs. J. E. Burke, Sheriff &c. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted and the cause assigned for argument on Monday, December 3d next, after the cases heretofore assigned for that day.

(per Mr. Chief Justice Fuller.)

1131 J. N. Elliott, Constable, et al., Petitioners, vs. Murphy L. Anderson et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

(per Mr. Chief Justice Fuller.)

1474. James L. Morgan et al., Petitioners, vs. Austro-Americana Steamship Co., owners, Schuyler L. Parsons, Petitioner, vs. Austro-Americana Steamship Co., owners. Alfred L. Malcomson, Petitioner vs. Austro-Americana Steamship Co., owners. John Munroe et al., Petitioners vs. Austro-Americana Steamship Co., owners.

On consideration of the petition for writs of certiorari herein, It is now here ordered by the Court that said petition be filed as a petition for cross-writs of certiorari in Cases Nos. 300, 301, 302 and 303, that said petition be granted, and that Cases Nos. 1474, 1475, 1476 and 1477 be stricken from the docket.

Per Mr. Chief Justice Fuller.

61. John D. McGilvray, Plff in Error, vs. Jane Knott.

In Error to the Supreme Court of the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed, with costs.

Per Mr. Chief Justice Fuller.

75. Emil Stevens vs. The State of Ohio. Appellant, Appeal from the Circuit Court of the United States for the Northern District of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Ohio, and was argued by counsel. On consideration whereof it is now here ordered, adjudged, and decreed by this Court that the order of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

194. Charles A. Hart, Plff in Error, vs. The State of Utah, In Error to the Supreme Court of the State of Utah.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Utah, and on motions to dismiss or affirm, which were argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of Jose Juan Vidal et al., Petitioners. On consideration of the motion for leave to file a petition for a writ of Certiorari herein, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

(Per Mr. Chief Justice Fuller.)

340. John N. Goelge, vs. Appellant, The United States, Fourteen Diamond Rings, Emil J. Pepke, Claimant, vs. Plff in Error, The United States.

On motion of Mr. Attorney General Griggs, It is ordered by the Court that these cases be, and they are hereby, reassigned for argument on Monday, December 17th next.

459. The McSherry Manufacturing Company et al., vs. Petitioners, The Dowagiac Manufacturing Co.

The petition for a writ of Certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Charles M. Peck, in support of the same, and Mr. Fred. L. Chappell, in opposition thereto.

375. Crew-Levick Company, Petitioner, vs. The British & Foreign Marine Insurance Co. Limited. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Theodore F. Jenkins, in support of the same, and Mr. Wilhelmus Mynderse and Mr. Joseph C. Braley, in opposition thereto.

458. Joseph Benedict, Petitioner, vs. The City of New York. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Richard L. Sweezy, in support of the same, and Mr. George L. Sterling, in opposition thereto.

481. The First National Bank of Houston, Petitioner, vs. Presley K. Ewing et al.; The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. L. B. Moody and Mr. M. F. Moll, in support of the same.

The Farmers' Loan & Trust Co., Trustee, Petitioner, vs. The Penn Plate Glass Co. et al. The petition for a writ of certiorari herein was submitted to the con

Monday, November 13th, 1905 Continued.

Court on printed arguments by Mr. Herbert B. Turner, in support of the same, and Mr. Bernard Carter, in opposition thereto.

448. Bank of Iron Gate, vs. Plff in Error, James D. Braidy. Mr. William L. Royall, of counsel for the plaintiff in error, submitted to the consideration of the Court a motion to advance this cause.

479. Edward S. Richards, vs. Petitioner The Michigan Central R.R. Co. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Alphonso Hart and Mr. John C. Chaney, in support of the same, and Mr. George S. Bryson, in opposition thereto.

43. The Louisville & Nashville Railroad Co., vs. Plff in Error, The Commonwealth of Kentucky. On motion of Mr. H.W. Rives, of counsel for the defendant in error, leave is hereby granted to file a printed brief in this cause.

106. Charles F. Champion, vs. Appellant, John C. Ames, U.S. Marshal. On motion of Mr. Hubley Ashton, in behalf of counsel for the appellant, it is ordered by the

assigned for argument on Monday, January 14th, 1901.

487. Clinton E. Worden et al., Petitioners, vs. California Fig Syrup Co. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. John H. Miller, in support of the same, and Mr. Warren Olney, in opposition thereto.

312. The Midway Company, Plff in Error, vs. Frank W. Eaton et al. Mr. Frederic D. McKenney, in behalf of counsel, submitted to the consideration of the Court a motion to advance this cause.

373. The Danville Water Co., Plff in Error, vs. The City of Danville. On motion of Mr. W. W. Davies, of counsel for the plaintiff in error, It is ordered by the Court that this cause be, and the same is hereby, advanced, and the cause is submitted on the record and printed arguments to be filed on or before the 27th instant.

101. James T. Wormley, Plff in Error, vs. The District of Columbia. These cases were submitted to the consideration of

102. Anna P. Hoover Allen et al. vs. Plffs in Error, The District of Columbia. Record in Case No. 101 and a printed argument by Mr. A. W. Baker, of counsel for the plaintiffs in error, and leave was granted counsel for the defendant in error to file a printed argument within ten days.

96. Michael F. Dooley, individually and as Receiver, et al., vs. Appellants, Harold F. Madden et al. 99. Harold F. Madden et al., vs. Appellants, Michael F. Dooley, individually and as Receiver, et al. The argument of these cases was continued by Mr. Edward Winslow Paige, of counsel for Dooley et al., and concluded by Mr. Henry B. Twombly, of counsel for Madden et al.

97. Michael F. Dooley, Receiver, vs. Plff in Error, James Reavis. This cause was argued by Mr. Edward Winslow Paige, of counsel for the plaintiff in error, and Mr. Lockwood Honoré, of counsel for the defendant in error.

5, Original. The State of Missouri, vs. Complainant, The State of Illinois et al. The argument of this cause was commenced by Mr. Charles C. Gilbert, of counsel for the defendant, and continued by Mr. B. [illegible] of counsel [illegible]

Proclamation being made by Crier adjourned [illegible]

Tuesday, November 8th, 1910.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Robert A. Howard it is ordered that Addison C. Lewis, Esquire, of Steubenville, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Ward it is ordered that John P. Shelby, Esquire, of Lexington, State of Kentucky, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

228. The J. C. Hubinger Company, Appellant, vs. The Quincy Horse Railway and Carrying Company. Appeal from the Circuit Court of the United States for the Southern District of Illinois.

It appearing to the Court that a stipulation of counsel for the respective parties to dismiss this appeal has been filed, Therefore, in pursuance of said stipulation, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed.

Per Mr. Chief Justice Fuller.

48. Agnes A. Nivert, Plaintiff in Error, vs. George E. Fields et al. This cause was submitted to the consideration of the Court on the record with leave to counsel for the plaintiff in error to file a printed argument within one week and to counsel for the defendants in error to file a reply thereto within three days thereafter.

5, Original. The State of Missouri, Complainant, vs. The State of Illinois et al. The argument of the demurrer in this cause was continued by Mr. B. Schnurmacher, of counsel for the complainant and concluded by Mr. William M. Springer, of counsel for the defendants.

Tuesday November 13th, 1900. Continued.

65. The Las Animas Land Grant Company, Appellant, vs. The United States.

This cause was argued by Mr. William B. Vales, of counsel for the appellant, and Mr. Matthew G. Reynolds, of counsel for the appellee.

100. A. J. Kizer, Plaintiff in Error, vs. The Texarkana & Fort Smith Railway Company.

This cause was argued by Mr. James F. Read of counsel for the defendant in error, and submitted on a printed argument by Mr. O. D. Scott, of counsel for the plaintiff in error.

103. The Chesapeake & Ohio Railway Company, Plaintiff in Error, vs. The Commonwealth of Kentucky.

The argument of this cause was commenced by Mr. John D. Shelby of counsel for the

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, November 14th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John P. Shelby it is ordered that Thomas L. Michie, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Matthew T. Reynolds it is ordered that Alan H. Strong, Esquire, of New Brunswick, State of New Jersey, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert G. Fisher it is ordered that John C. Chamberlain, Esquire, of Bridgeport, State of Connecticut, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

483. Daniel W. Harding, Appellant, vs. Myrtle Gillett. Mr. William M. Springer, of counsel for the appellee, having filed in open Court the following certificate, to wit:

"Supreme Court of the Territory of Oklahoma. I, Benjamin P. Hegler, Clerk of the Supreme Court of the Territory of Oklahoma, do hereby certify that in a certain cause pending in said Court wherein John Romig and Daniel W. Harding were plaintiffs in error and Myrtle Gillett was defendant in error a final judgment was rendered by said Supreme Court on the 30th day of June, A.D. 1900, in favor of the said Myrtle Gillett and against the said John Romig and Daniel W. Harding and that on the 7th day of September A.D. 1900 said Daniel W. Harding prayed an appeal to the Supreme Court of the United States which was allowed.

In testimony whereof I hereunto subscribe my name and affix the seal of said Supreme Court at Guth-

(Seal)

Benj. F. Hegler, Esq. Clerk Sup. Court U.S. moved the Court to docket and dismiss this cause, pursuant to the 6th rule: And it appearing to the Court that the appellant has failed to have his cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the Supreme Court of the Territory of Oklahoma be, and the same is hereby, docketed, and dismissed with costs; and that this cause, be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

220. Jennie Norcross, Plff in Error, vs. Charles H. Sexton, Receiver of The Union National Bank of Minneapolis, Minnesota. On a certificate from the United States Circuit Court of Appeals for the Third Circuit.

It appearing to the Court by the inspection of the certificate of the Clerk of the United States Circuit Court of Appeals for the Third Circuit that the writ of error in this cause has been dismissed by the said Circuit Court of Appeals pursuant to a stipulation of counsel for the respective parties, Therefore, It is now here ordered and adjudged by this Court that the certificate in this cause be, and the same is hereby dismissed. Per Mr. Chief Justice Fuller.

93.	The Louisville & Nashville Railroad Company, Plff in Error, vs. The Commonwealth of Kentucky.	On motion of Mr. Walter D. Hines, of counsel for the plaintiff in error, leave is hereby granted him to file a printed brief in reply within one week.
102.	The Chesapeake & Ohio Railway Company, Plff in Error, vs. The Commonwealth of Kentucky.	The argument of this cause was concluded by Mr. John D. Shelby, of counsel for the plaintiff in error. No counsel appeared for the defendant in error.
104.	Mark A. Lowry et al., Plffs in Error, vs. The Silver City Gold & Silver Mining Company.	This cause was argued by Mr. C. W. Powers, of counsel for the plaintiffs in error, and submitted on a printed argument by Mr. C. S. Varian and Mr. F. S. Richards, of counsel for the defendant in error.
105.	The Pueblos of Santo Domingo and San Felipe, Appellants, vs. The United States.	Appeal from the Court of Private Land Claims.

of the record from the Court of Private Land Claims, and the appellants having been three times solemnly called by the Marshal to come into Court and prosecute their appeal, and failing to appear, It is, thereupon, in pursuance of the 16th rule of this Court, and on the motion of Mr. M. G. Reynolds, of counsel for the appellee, now here ordered, adjudged, and decreed by this Court that this cause be, and the same is hereby, dismissed; and that this cause be, and the same is hereby, remanded to the said Court of Private Land Claims to be proceeded in according to law and justice.

(Per Mr. Chief Justice Fuller.)

107. The Baltimore, Chesapeake & Atlantic Railway Co., Plff in Error, vs. The Mayor and City Council of Ocean City.

This cause was argued by Mr. Nicholas C. Bond, of counsel for the plaintiff in error, and Mr. James E. Ellegood, of counsel for the defendants in error.

108. The Louisville & Nashville Railroad Company, Plff in Error, vs. T. A. Eubank & Co.

This cause was argued by Mr. Walker D. Hines, of counsel for the plaintiff in error. No counsel appeared for the defendants in error.

Wednesday, November 14th, 1900, Continued

109.	August Streitwolff vs. Elizabeth Streitwolff.	The argument of the cause was commenced by Wm. Alan A. Blount,

Counsel for the defendant

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Thursday, November 15th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Thomas L. Michie it is ordered that Bernard B. Selling, Esquire, of Detroit, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

387. Charles F. W. Neely, Appellant,
vs.
William Henkel, U.S. Marshal.

406. Charles F. W. Neely, Appellant,
vs.
William Henkel, U.S. Marshal &c.

It is ordered by the Court that these cases be, and they are, hereby, reassigned for argument on Monday, December

of the call for that day.

109. August Streitwolff, Pltff in Err., vs. Elizabeth Streitwolff. The argument of this cause was concluded by Mr. Alan N. Strong, of counsel for the defendant in error, and the cause was submitted on printed arguments by Mr. Willard P. Voorhees and Mr. Robert Adrain, of counsel for the plaintiff in error.

110. The Cincinnati Street Railway Company, Pltff in Error, vs. Charles B. Snell, This cause was argued by Mr. J. W. Warrington, of counsel for the plaintiff in error, and Mr. Thomas L. Michie, of counsel for the defendant in error, and leave was granted counsel to file additional briefs on the question of jurisdiction on or before Monday next.

111. The Schuyler National Bank of Schuyler, Nebraska, et al., Pltffs in Error, vs. James Gadsden et al. This cause was argued by Mr. C. J. Phelps, of counsel for the plaintiffs in error, and submitted on a printed argument by George Rausch and Mattie N. Rausch, two of the defendants in error, in propria persona.

Thursday, November 15th, 1900 Continued.

112. Anna V. Whitney, vs. Appellant, Edwin B. Hay. ..... for the appellant.

Rearguument of this cause was commenced by Mr. A. S. Worthington, of counsel,

Proclamation being made the Court is adjourned, until to-morrow at twelve o'clock.

Friday, November 16th, 1900.

Pursuant to adjournment the Court met today at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White,
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Esq. Clerk.

Proclamation being made the Court was opened.

Louis J. Gathleman Jr., by his next friend Louis J. Gathleman, Sr., Plff in Error,
vs.
Peoria, Decatur & Evansville Railway Co., et al.
438

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. William A. Culhop, of counsel for the plaintiff in error, and Mr. Walter S. Horton, of counsel for the defendants in error.

Anna V. Whitney,
vs. Appellant,
Edwin R. Hay,
112.

Reargument of this cause was continued by Mr. A. S. Worthington

Friday, November 16th, 1900, Continued.

pellant, and Mr. A. A. Hoehling, Jr., and Mr. J. M. Wilson, of counsel for the appellee, and concluded by Mr. A. S. Worthington, of counsel for the appellant.

163. William Henry Baldwin, Jr., et al., vs. The State of Maryland to the use of D. Frank Hill, Collector &c. In Error.

This cause was argued by Mr. Charles A. Boston, of counsel for the plaintiffs in error, and Mr. Hy Lloyd Douglas, of counsel for the defendant in error.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, November 19th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made, to the Court in this behalf by Mr. E. B. Felsenthal it is ordered that A. J. Pflaum, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles S. Bailey it is ordered that Louis Boisot, Jr., Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

25. William B. Austin, Plff in Error, vs. The State of Tennessee,) In Error to the Supreme Court of the State of Tennessee.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Tennessee, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brown.

Dissenting:
Mr. Justice Brewer
Mr. Chief Justice Fuller
Mr. Justice Shiras and
Mr. Justice Peckham.

(Mr. Justice White concurs in the result.)

182. Charles A. Chapin, Plff in Error, vs. Ruth I. Frye, by her next friend Henry W. Frye;) In Error to the Circuit Court of Kalamazoo County, State of Michigan.

This cause came on to be heard on the transcript of the record from the Circuit Court of Kalamazoo County, State of Michigan, and on motions to dismiss or affirm which were argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error

the want of jurisdiction.

(per Mr. Chief Justice Fuller.)

Dissenting:
Mr. Justice Brown.)

The Chesapeake & Ohio Rail-way Company, Plff in Error, vs. Lucy Dixon, Administratrix of Alexander Dixon, deceased, Deft. in Error. — In Error to the Court of Appeals of the State of Kentucky.

No. 40. Chalkley and Williams for Plff.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of Kentucky, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby affirmed with costs.

(per Mr. Chief Justice Fuller,

Dissenting:
Mr. Justice Harlan and
Mr. Justice White.

(Mr. Justice McKenna was not present at the argument and took no part in the decision of this cause.)

The Midway Company, Plff in Error, vs. — On consideration of the motion to advance

312.

here ordered by the Court that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

375. Crew Levick Company vs. The British and Foreign Marine Insurance Company, Limited, of Liverpool. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same; It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

448. Bank of Iron Gate vs. Riff in Error, James D. Brady On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

457. The Farmers' Loan & Trust Company, Trustee, Petitioner, vs. The Penn Plate Glass Company and William [illegible] On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

per Mr. Chief Justice Fuller.

458. Joseph Benedict, Petitioner, vs. The City of New York. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

Monday, November 19th, 1900, Continued.

454.	The McSherry Manufacturing Co., et al., vs. The Dowagiac Manufacturing Company.	On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

479.	Edward S. Richards, vs. The Michigan Central Railroad Company.	On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

452.	Clinton E. Worden & Company, Petitioner, v. California Fig Syrup Company.	On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of Certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by this Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

107.	The Baltimore, Chesapeake & Atlantic Railway Company, Plff in Error, v. The Mayor and City Council of Ocean City.	In Error to the Court of Appeals of the State of Maryland.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of Maryland, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

Monday, November 19th, 1900, Continued

111. The Schuyler National Bank of Schuyler, Nebraska, vs. William M. Timmet, Plff in Error, James Gadsden, George Branch, Mattie Branch et al.) In Error to the Supreme Court of the State of Nebraska.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Nebraska, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

(per Mr. Chief Justice Fuller.

390. William B. Dinsmore et al., vs. Petitioners, The Southern Express Co., et al. Mr. F. H. Miller of Counsel for the petitioners, submitted to the consideration of the Court a motion to advance this cause.

391. John T. Pirie et al., vs. Appellants, Chicago Title & Trust Co., Trustee Mr. A. J. Pflaum, of Counsel for the appellants, submitted to the consideration of the Court a motion to advance this cause.)

Proclamation being made the Court is adjourned until

Monday, December 3d, 1866.

(Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Hon. Francis L. Campbell, Esquire, of Alliance State of Ohio, and Maurice D. O'Connell, Esquire, of Fort Dodge, State of Iowa, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly

On motion first made to the Court in this behalf by Mr. J. L. Thompson it is ordered that J. T. Lowman, Esquire, of Danville, State of Ill. be admitted to practice as an attorney and counsellor of this Court and he was sworn

Monday, December 3d, 1900, Continued.

On motion first made to the Court in this behalf by Mr. John A. Miller it is ordered that Purcell Rowe, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Sypander Hill it is ordered that Charles H. Hills, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John T. Dillon it is ordered that C. Walter Artz, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Maury it is ordered that W. A. Nelson, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. H. Hays it is ordered that James H. Hawley, Esquire, of Boise, State of Idaho, be ad-

of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. M. Morse it is ordered that Alfred L. Hemenway and Arthur J. Selfridge, Esquires, of Boston, State of Massachusetts, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. John C. Chamberlain it is ordered that J. C. Matthews, Esquire, of Lampasas, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

86. The Wabash Railroad Company, Plff in Error, vs. Peter Toncrille, In Error to the Supreme Court of the State of Missouri.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Missouri, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna,

Dissenting:

Ex parte In the matter of
Edgar DeBara, Petitioner.
15, Original.

On consideration of the petition for a writ of habeas corpus herein, of the return to the rule to show cause, and of the argument of counsel thereupon had, It is now here ordered by the Court that the rule to show cause be discharged and the petition be, and the same is hereby, denied.

Per Mr. Justice McKenna.

The Las Animas Land Grant Company, Appellant,
v.
The United States.
65.

Appeal from the Court of Private Land Claims.

This cause came on to be heard on the transcript of the record from the Court of Private Land Claims, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Private Land Claims in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Peckham.

100. A. J. Kizer, Plff in Error, vs. The Texarkana & Fort Smith Railway Company, Deft in Error. In Error to the Supreme Court of the State of Arkansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Arkansas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice Brewer.

62. H. Abraham & Son, Composed of Henry Abraham and Jacob H. Abraham, et al., Plffs in Error, vs. Marie L. Casey, Administratrix of the Succession of Laurent Lacassagne, deceased. In Error to the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, Affirmed

Edward C. Baggs, as Receiver of The Denver City Railroad Company,
-vs- Plff in Error,
205. Albert L. Martin, Harry D. Martin and Herman A. Martin

On a certificate from the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by Counsel. On consideration whereof, It is the opinion of this Court that the second question certified must be answered in the affirmative. Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Justice Shiras.

John M. Avery, Charles C. Cobb, and A. G. Phillips,
-vs- Plffs in Error,
72. Ignatz Popper and Edward Popper, composing the firm of I. Popper & Brother, et al.

On Error to the Supreme Court of the State of Texas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Texas, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error

missed for the want of jurisdiction.

Per Mr. Justice Brown.

103. The Chesapeake & Ohio Railway Company, Plff in Error, vs. The Commonwealth of Kentucky. In Error to the Court of Appeals of the State of Kentucky.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of Kentucky, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause be and the same is hereby, affirmed with costs.

Per Mr. Justice Brown.

Dissenting:
Mr. Justice Harlan.

157. The Mutual Life Insurance Company of New York, Petitioner, vs. Pine Colton. On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court

Monday, December 3d, 1900, Continued.

Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Washington with directions to set aside the judgment and overrule the demurrer.

(Per Mr. Justice Brewer.)

Dissenting:
(Mr. Justice McKenna.)
(Mr. Justice Peckham took no part in the decision of this case.)

113. William Henry Baldwin, Jr., and Simmerfield Baldwin, Plffs in Error, vs. The State of Maryland to the use of J. Frank Hall, Collector of State and County Taxes for Washington County, Maryland. In Error to the Court of Appeals of the State of Maryland.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of Maryland, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby, affirmed with costs.

(Per Mr. Justice Brewer.

Dissenting:
Mr. Justice White.

Monday, December 3d, 1900, Continued.

104. Mark K. Lowry, Delucius L. Dewitt and James G. Smith, Plffs in Error, vs. The Silver City Gold & Silver Mining Company. In Error to the Supreme Court of the State of Utah,

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Utah, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice Brewer.

Da Fred Stearns, County Auditor of Aitkin County, Minnesota, vs. The State of Minnesota on the relation of James N. Mar[illegible] Plff in Error, In Error to the Supreme Court of the State of Minnesota,

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by counsel, On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs, except as to lands belonging to The Great Northern Railway Company; and that this cause be, and the,

Court for further proceedings not inconsistent with the opinion of this Court.

(Per Mr. Justice Brewer.)

Mr. Justice Brown concurs in the result. Mr. Justice White, Mr. Justice Harlan, Mr. Justice Gray and Mr. Justice McKenna concur on another ground.

821. Fritz Coulzen, Appellant, vs. The United States. Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

(Per Mr. Chief Justice Fuller.

370. William B. Dinsmore et al., Petitioners, vs. The Southern Express Co. et al. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, February 25th, 1901.

(Per Mr. Chief Justice Fuller.)

John D. Pirie, et al., as Carson Pirie, Scott & Co., Appellants,
391. vs.
Chicago Title & Trust Co.

On consideration of the motion to advance this cause, it is now ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, January 14th, 1901, after the case heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of Alphonzo B. Bowers and Bowers California Dredging Company, Petitioners.

Mr. John H. Miller, of counsel, submitted the consideration of the Court a motion for leave to file a petition for a writ of mandamus or a writ of certiorari, here-

The Put-in-Bay Water Works, Light & Railway Co., Appellant,
332. vs.
Charles H. Ryan et al.

On motion of Mr. J. B. Rose, it is ordered by the Court that this cause be, and the same is hereby, advanced for submission as under the 32d rule.

N. Drusilla Mitchell, Petitioner,
45. vs.
The First National Bank

On motion of Mr. Percy S. Bryant, of counsel for the respondent

Court that this cause be, and the same is hereby, reassigned for reargument on Monday the 17th instant, at the foot of the call for that day.

126. D. Marx, Appellant, vs. William M. Ebner et al. On motion of Mr. L. T. Michener, of counsel for the appellees, It is ordered by the Court that this cause be, and the same is hereby dismissed subject to the provisions of section 9 of Rule 16.

473. The Provident Savings Life Assurance Society of New York, Petitioner, vs. Susan E. Hadley. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Robert M. Morse, in support of the same, and Mr. Alfred Hemenway and Mr. A. J. Selfridge, in opposition thereto.

226. Frank M. Fairbank, Plff in Error, vs. The United States. On motions of Mr. G. A. King leave is hereby granted him to file a printed brief herein on behalf of interested parties.

135. The Manchester Fire Assurance Co., et al., vs. Appellants, John Merriell, Treasurer, etc.

On motion of Mr Maurice D. O'Connell, in behalf of counsel, It is ordered by the Court that this cause be, and the same is hereby, passed for argument with case No. 384, as one case.

492. Columbus Construction Co., vs. Petitioner, Crane Company.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on a printed argument by Mr. J. K. Custer, Mr. S. S. Gregory and Mr. Grover Cleveland, in support of the same, and leave was granted counsel for the respondent to file a printed argument within two weeks.

134. A. J. Baggs et al., vs. Appellants, Thompson Maltby et al.

Mr. George Kearney, in behalf of counsel for the appellants, suggested the death of R. B. Carley, one of the appellees in the above and moved the Court for an order, under the 15th Rule, to make the proper representatives parties. Thereupon, It is now here ordered by the Court that unless the proper representatives of the said R. B. Carley, deceased, as aforesaid, shall voluntarily become parties to

the first ten days of the ensuing term of this Court, the appellants shall be entitled to open the record, and on hearing have the decree reversed, if it be, be erroneous: Provided, however, That a copy of this order shall be printed in some newspaper of general circulation within the Territory of Arizona, for three successive weeks, at least sixty days before the beginning of the term of the Supreme Court then next ensuing.

53. The California Redwood Co., Appellant, vs. Benjamin D. Lille. Mr. A. B. Browne, in behalf of counsel for the appellee, suggested the death of Benjamin D. Lille, the appellee herein, and moved the Court to substitute Albert L. Johnson as the party appellee herein per stipulation of counsel. Whereupon, It is now here ordered by the Court that the said Albert L. Johnson be, and he is hereby, substituted for Benjamin D. Lille, deceased, as the party appellee herein.

349. The Missouri, Kansas & Texas Railway Company of Texas, Plff in Error, vs. Mollie P. Perry et al. The motions to dismiss or affirm in this cause were submitted to the Consideration of the Court on the record and printed arguments by Mr. John H. Parker, in support of the same, and Mr. A. M. Garwood, in opposition

223. A. L. Guerner, on behalf of Samuel Wright, Appellant, vs. L. A. Mariens, Sheriff &c. This cause was submitted to the consideration of the Court on the record, and printed argument by Mr. Arthur A. Birney, of counsel for the appellant, and Mr. Albert J. Gardner, of counsel for the appellee.

286. Jack Davis, Appellant, vs. J. E. Dunks, Sheriff &c. This cause was argued by Mr. James H. Hawley, of counsel for the appellant, and Mr. Simud A. Hays, of counsel for the appellee.

115. The City of Lampasas, Plaintiff in Error, vs. James M. Bell, The argument of this cause was commenced by Mr. John C. Chamberlain, of counsel for the plaintiff in error, continued by Mr. Henry B. B. Kaplan, of counsel for the defendant in error, and concluded by Mr. J. C. Matthews, of counsel for the plaintiff in error.

116. W. W. Cargill Company, Plaintiff in Error, vs. The State of Minnesota ex rel. The Railroad & Warehouse Commission. The argument of this cause was commenced by Mr. Ralph W[illegible] of counsel for the plain[illegible]

Pursuant to adjournment the Court met, today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

On motion first made to the Court in this behalf by Mr. Thomas N. Clark it is ordered that Charles J. Theard, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

462. Robert Chipps and Alexander McKenzie, Receiver, Petitioners, v. Jafet Lindeberg et al.,

Mr. A. B. Browne submitted to the consideration of the Court the Return of the Judges of the United States Circuit Court of Appeals for the Ninth Circuit to the rule to show cause herein.

for the respondents, leave is hereby granted to file the affidavit of H. A. Nelson under certain instrument in writing purporting to be a release by Robert Phipps to Isabel Lindsley; and

On motion of Mr. A. G. Brown leave is hereby granted certain interested parties to file printed briefs herein. On motion of Mr. C. A. Severance, of counsel for the petitioners leave is hereby granted him to file an additional printed brief herein within ten days to Mr. William A. Maury, of counsel for respondents, to file a reply thereto within five days thereafter.

This cause was submitted to the consideration of the Court on the petition and return to the rule to show cause by Mr. C. K. Davis, Mr. F. B. Kellogg, Mr. C. A. Severance, and Mr. M. S. Gunn, of counsel for the petitioners, and Mr. William A. Maury, Mr. J. C. Campbell, Mr. K. M. Jackson, Mr. H. A. Nelson, Mr. [illegible], Esq., Mr. E. J. McCutchen, and Mr. C. S. [illegible], of counsel for the respondents.

278. Homer Bird, Appellant, vs. Plaintiffs in Error, The United States.

On motion of Mr. Assistant Attorney General Beck, it is ordered by the Court that the cause be, and the same is hereby, continued for argument on Monday, January 14th, 1901, after the cases heretofore assigned for that day.

128. Harry H. Brazer, Appellant, vs. Charles A. Vilas. Appeal from the Circuit Court of the United States for the Western District of Wisconsin.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed, with costs.

Per Mr. Chief Justice Fuller.

116. W. W. Cargill Company, vs. The State of Minnesota and Rd. & Warehouse Commission, (Plff in Error.)

Reargument of this cause was concluded by Mr. Ralph Wheelan, of counsel for the plaintiff in error, and the cause was submitted on a printed argument by Mr. W. D. Douglas, of counsel for the defendant in error.

117. The Western Union Telegraph Company, vs. The Call Publishing Company, (Plff in Error.)

This cause was argued by Mr. Rush Taggart, of counsel for the plaintiff in error, and submitted on a printed argument by Mr.

in error.

1114. The Board of Liquidation of the City Debt, vs. Offin Error.
The State of Louisiana ex rel. Miss Lucretia B. Walker et al. The Drainage Commission of New Orleans,

1115. vs. Offin Error.
Miss Lucretia B. Walker et al.

The argument of these cases, was commenced by Mr. Duane K. Miller of counsel for The Board of Liquidation of the City Debt, and continued by Mr. W. B. Spencer, of counsel for The Drainage Commission of New Orleans.

Proclamation being made the Court is adjourned, until tomorrow at twelve o'clock.

Wednesday, December 7th, 1903

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice.
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. H. B. Brown it is ordered that H. J. Stoll, Esquire, of Spokane, State of Washington, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Ex parte In the matter of J. J. Cooper and Joseph Cooper, Petitioners. Mr. Thomas H. Clark submitted to the consideration of the Court a motion for leave to file a petition for a writ of habeas corpus herein.

132. S. Hays, vs. Michael Klopenstine. In Error to the Supreme Court of the State of Utah.

Appearing to the Court that an authority of Counsel for the plaintiff in error to dismiss the writ of error in this cause has been filed, Therefore, in pursuance of said authority, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

111. The Board of Liquidation of the City Debt, vs. The State of Louisiana ex rel. Miss Lucretia B. Wilder et al.

119. The Drainage Commission of New Orleans, vs. Miss Lucretia B. Wilder et al.

The argument of these cases was continued by Mr. W. B. Spencer, of Counsel for the Drainage Commission of New Orleans, and Mr. Charles J. Theard, of Counsel for the defendants in error, and concluded by Mr. Branch K. Miller, of Counsel for the Board of Liquidation of the City Debt.

Leave was granted Counsel for the plaintiffs in error to file additional briefs within [illegible] days.

Wednesday, December 5th, 1900, Continued.

121. Elgin National Watch Co, Appellant, vs. Illinois Watch Case Co, et al. The argument of this cause was commenced by Mr. Thomas A. Banning, of counsel for the appellees, and continued by Mr. Sysander Hill, of counsel for the appellant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, December 6th, 1888.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice.
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered, that Frank E. Rainold, Esquire, of New Orleans, State of Louisiana, and Jarvis Wolverton Mason, Esquire, of New York City, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

133. Joel Parker Whitney et al, Appellants, vs The United States et al. On motion of Mr. Solicitor General Richards, It is ordered by the Court that this cause be, and the same is hereby passed, subject to the provisions of section 3 of

121. Elgin National Watch Co., Appellant, vs. Illinois Watch Case Co., del. The argument of this cause was continued by Mr. Lysander Hill, of counsel for the appellant, and concluded by Mr. Thomas A. Banning, of counsel for the appellee.

122. The State of Arkansas et al., Appellants, vs. Charles A. M. Schleinitz. This cause was argued by Mr. Solicitor General Richards, of counsel for the appellee, and submitted on a printed argument by Mr. M. M. Cohn, of counsel for the appellants.

123. E. M. Patton, Plff in Error, vs. The Texas & Pacific Railway Co. The argument of this cause was commenced by Mr. Frank H. Hackett, of counsel for the plaintiff in error, and continued by Mr. John F. Dillon, of counsel for the defendant in error, and Mr. Frank H. Hackett, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, December 5th, 1890.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. John C. Spooner it is ordered that E. A. Nicks, Esquire, of Oshkosh, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

127. The Missouri, Kansas & Texas Railway Co. Plff in Error
vs.
N. M. Hickman et al., as The Board of Railroad & Warehouse Commissioners of Missouri

On motion of Mr. George F. S. Jackson of counsel for the plaintiff in error, it is ordered by the Court that the

to the provisions of section 9 of Rule 9.

123. E. M. Patton, Plff in Error, vs. The Texas & Pacific Railway Co. The argument of this cause was concluded by Mr. Frank W. Haskell, of counsel for the plaintiff in error.

125. R. R. Scott et al., Plffs in Error, vs. The Texas & Pacific Railway Co. This cause was argued by Mr. D. D. Duncan, of counsel for the defendant in error, and submitted on a printed argument by Mr. T. P. Young, of counsel for the plaintiffs in error.

91. Josephine N. Throckmorton et al, Plffs in Error, vs. Washington D. Holt et al. The argument of this cause was commenced by Mr. H. G. Johnson, of counsel for the plaintiffs in error, and continued by Mr. A. S. Worthington, of counsel, for the defendants in error.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, December 17th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John M. Thurston it is ordered that Matthew Alexander Hall, Esquire, of Omaha, State of Nebraska, be admitted to practice as attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur S. Browne it is ordered that Edward Manly, Esquire, of Winston, State of North Carolina, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. J. Hopkins it is ordered that Charles Hudson, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. M. Wilson it is ordered that Frederick T. Myers, Esquire, of Tallahassee, State of Florida, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

28.

On motion first made to the Court in this behalf by Mr. Thomas H. Anderson it is ordered that John Warnock Echols and Knighton Pepper Meade, Esquires, of Washington, District of Columbia, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. James M. Beck it is ordered that Seth T. McCormick, Esquire, of Williamsport, State of Pennsylvania, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf

Lester, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made in the Court in this behalf by Mr. Branch K. Miller it is ordered that W. B. Thomas, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The Wisconsin, Minnesota & Pacific Railroad Company, Plff in Error, v. Jacob F. Jacobson. In Error to the Supreme Court of the State of Minnesota.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by counsel; On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed, with costs.

Per Mr. Justice Peckham

Dissenting:
Mr. Justice White and
Mr. Justice McKenna.

97. The People of the State of New York ex rel. The New York Clearing House Building Company, vs. Plff in Error; Edward P. Barker, Theodore Sutro and James L. Wells, Commissioners of Taxes and Assessments of the City and County of New York. In Error to the Court of Appeals of the State of New York.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of New York, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby, affirmed with costs.

per Mr Justice Peckham.

279. The People of the State of New York ex rel. The New York Clearing House Building Company, vs. Plff in Error; Edward P. Barker, Theodore Sutro, and James L. Wells, Commissioners of Taxes and Assessments of the City and County of New York. In Error to the Court of Appeals of the State of New York.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of New York, and was argued by Counsel. On con-

adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby, affirmed with costs.

(per Mr. Justice Peckham.)

173. The Duluth and Iron Range Railroad Company vs. The County of St. Louis } In Error to the Supreme Court of the State of Minnesota.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; ~~And that this cause be, and the same is hereby reversed with costs,~~ and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

(per Mr. Justice White.

(Mr. Chief Justice Fuller, Mr. Justice Brewer, Mr. Justice Shiras and Mr. Justice Peckham concur in the result.)

Lucas M. Mason, Auditor of the City of St. Louis, Missouri,
vs. Plff in Error,
The State of Missouri ex rel. James McCaffery, Lawrence D. Kingsland, and George J. Kobusch.
In Error to the Supreme Court of the State of Missouri.

255.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Missouri, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice White.

The United States
vs. Appellant,
The Choctaw Nation and The Chickasaw Nation.
The Wichita and Affiliated Bands of Indians,
vs. Appellants,
The Choctaw Nation, The Chickasaw Nation, and The United States.
The Choctaw Nation and The Chickasaw Nation,
vs. Appellants,
The United States and The Wichita and Affiliated Bands of Indians.
Appeals from the Court of Claims.

88.

90.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued

ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims with directions to dismiss the petition of the Choctaw and Chickasaw Nations, and to make a decree in behalf of the Wichita and Affiliated Bands of Indians fixing the amount of compensation to be made to them on account of such lands in the Wichita Reservation as are not needed in order to meet the requirements of the act of Congress of March 2d, 1895, C. 188, and for such further proceedings as may be consistent with law and with the opinion of this Court.

Per Mr. Justice Wheaton.

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492. Louis Loeb, Plff in Error, vs. The Trustees of Columbia Township, Hamilton County, Ohio. In Error to the Circuit Court of the United States for the Southern District of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Ohio, and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed, with costs; And that this cause be, and the same

directions for further proceedings consistent with the opinion of this Court.

Per Mr. Justice Harlan.

The Chief Justice announced that the Court would not sit on Wednesday, the 12th instant

	The Provident Savings Life Assurance Society of New York, Petitioner, vs. Susan E. Hadley.	On petition for a writ of certiorari, to the United States Circuit Court of Appeals for the First Circuit.
473.		

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

	The First National Bank of Houston, Petitioner, vs. Wesley K. Ewing et al.	On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.
481.		

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argu-

of as against the same. It is now here ordered, by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

Ex parte. In the matter of J. A. Cooper and Joseph Cooper. Petitioners. On consideration of the motion for leave to file a petition for a writ of habeas corpus herein, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

53. The California Redwood Company, vs. Appellant, Albert L. Johnson substituted for Benjamin D. Wilson, deceased. Appeal from the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel. On consideration whereof it is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs, and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Northern District of California.

514. The California Redwood Company, Appellant, vs. Williams Meehan. Appeal from the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Northern District of California.

Per Mr. Chief Justice Fuller.

287. R. A. Williams, Plaintiff in Error, vs. Edgar Fears, Sheriff, and R. D. Aycock, Jailer. In Error to the Supreme Court of the State of Georgia.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Georgia, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

438. Louis J. Gathleman, Jr., by his next friend Louis J. Gathleman, Sr., vs. Peoria, Decatur & Evansville Railway Company et al. In Error to the United States Circuit Court of Appeals for the Seventh Circuit.

On a certificate,

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel. On consideration whereof, It is the opinion of this Court that the questions certified must be answered in the negative. Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

per Mr. Chief Justice Fuller.

253. Pin Kwan, Petitioner, vs. The United States.
254. Ting Yick, Petitioner, vs. The United States.
1149. The United States, Appellant, vs. Pin Kwan,
1150. The United States, Appellant, vs. Ting Yick.

Mr. Assistant Attorney General Hoyt submitted to the consideration of the Court a motion to advance these causes.

337. The City of New Orleans, vs. Alphonse Enselmer, Appellant,

The motion to dismiss in this cause was submitted to the consideration of the Court on a printed argument by Mr. J. D.

same, and leave was granted Counsel for the appellant to file a printed brief in opposition thereto within one week.

281. The City of New Orleans, Petitioner vs. Ann Warner et al., heirs of John G. Warner, deceased, et al. Mr. Richard De Gray, of Counsel, for the respondents, suggested the death of Mary E. Taliaferro, one of the respondents herein, and moved the Court to make Edward E. Lucas, Testamentary Executor of the said Mary E. Taliaferro, deceased, a party respondent herein. Whereupon, It is now here ordered by the Court that the said Edward E. Lucas, Testamentary Executor of Mary E. Taliaferro, deceased, be, and he is, hereby, made a party respondent in this cause.

288. Peoples Railway Company, Plff in Error, vs. Lewis M. Rumsey, Charles C. Maffitt, William Booth, et al In Error to the Supreme Court of the State of Missouri.

This cause having been called to the attention of the Court by Mr. Heber J. May, in behalf of Counsel, and a motion by Counsel for the plaintiff in error to dismiss the writ of error in this cause having been filed, Therefore, in pursuance of said motion, It is now here ordered and adjudged by this Court that the writ of error in

Monday, December 10th, 1900, Continued

with costs.

Per Mr. Chief Justice Fuller.

500. Peter Hagan et al., Petitioners, vs. The Scottish Union and National Insurance Co. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Horace L. Chase for the petitioners, and Mr. John F. Lewis, in support of the same.

134. The Erie Railroad Co., Plff in Error, vs. Albert L. Sundy. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. Albert L. Sundy in support of the same, and Mr. Adelbert Moot, in opposition thereto.

The Consolidated Water Co., et al., Appellants, 131. vs. E. S. Babcock et al. Ordered by the Court that this cause be, and the same is hereby, passed

for settlement.

Frederick A. Bell, Petitioner, 39. vs. Mary G. Bell. Mr. Charles B. Wheeler of counsel for the defendant in error,

sideration of the Court a suggestion of the death of Frederick A. Bell, the plaintiff in error herein, and motion that judgment be entered nunc pro tunc.

91. Josephine A. Throckmorton et al., Plffs in Error, vs. Washington D. Holt et al

The argument of this cause was continued by Mr. A. S. Worthington and Mr. J. M. Wilson, of Counsel for the defendants in error, and concluded by Mr. Calderon Carlisle, of Counsel for the plaintiffs in error.

387. Charles F. W. Neely, Appellant, vs. William Henkel, U.S. Marshal.

106. Charles F. W. Neely, Appellant, vs. William Henkel, U.S. Marshal.

The argument of these cases was commenced by Mr. John D. Lindsay, of Counsel for the appellant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, December 11th, 1900

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown, Associate
George Shiras, Jr., Justices
Edward D. White
Rufus W. Peckham
Joseph McKenna
John M. Wright, Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. T. B. Turley it is ordered that Simon H. Mead and Herbert H. Lloyd, Esquires, of Duluth, State of Minnesota, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. M. Cockrell it is ordered that William C. Scarritt, Esquire, of Kansas City, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Julius Kahn it is ordered that C. K. Bonestell, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. L. Jenkins it is ordered that John L. Erdall, Esquire, of Madison, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. D. A. De Armond it is ordered that John D. Bicknell, Esquire, of Los Angeles, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

387. Charles F. M. Neely, Appellant, vs. William Henkel, U.S. Marshal &c.

&c. Charles F. M. Neely, Appellant, vs. William Henkel, U.S. Marshal &c.

The argument of these causes was continued by Mr. John D. Lindsay, of counsel for the appellant, and Mr. Assistant Attorney General Beck, of counsel for the appellee, and concluded by Mr. John D. Lindsay, of counsel for the appellant.

Tuesday, December 11th, 1900. Continued.

281. The City of New Orleans vs. Ann Warner et al., heirs of John G. Warner, deceased, et al

Petitioner,

The argument of this cause was commenced by Mr. Branch K. Miller, of counsel, for the petitioner, and continued by Mr. Wheeler H. Peckham, of counsel for the respondents.

Proclamation being made the Court is adjourned until Thursday next at twelve o'clock.

Thursday, December 13th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Wheeler H. Peckham it is ordered that Fritz V. Briesen, Esquire, of New York City, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. W. Bunn it is ordered that Burleigh Folsom Spalding, Esquire, of Fargo, State of North Dakota, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

281 The City of New Orleans, Petitioner, vs. Ann Warner et al, heirs of John G. Warner, deceased, et al. The argument of this cause was continued by Mr. Wheeler H. Peckham, of counsel for the respondents and concluded by Mr. Branch K. Miller, of counsel for the petitioner.

On motion of Mr. Wheeler H. Peckham, of counsel for the respondents, leave is hereby granted him to file an additional brief herein, and to counsel for the petitioner to file a reply thereto within three days.

281. The City of New Orleans, Petitioner, vs. Ann Warner et al, heirs of John G. Warner, deceased, et al. Mr. Branch K. Miller, of counsel for the petitioner, submitted to the consideration of the Court a motion for leave to give a new bond, on the appeal herein to the United States Circuit Court of Appeals for the Fifth Circuit.

276. Frank M. Fairbank, Plff in Error, vs. The United States. This cause was argued by Mr. C. W. Bunn, of counsel for the plaintiff in error, and Mr. Solicitor General Richards, of counsel for the defendant in error.

129. The New Orleans Debenture Redemption Co., of Louisiana, Limited, et al., vs. The State of Louisiana. (Plffs in Error,)

The argument of this cause was commenced by Mr. J. P. Pierson, of Counsel for the plaintiffs in error, and continued by Mr. Frank E. Raynold, of Counsel for the defendant in error.)

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Friday, December 14th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable, Melville W. Fuller, Chief Justice
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court [illegible]

On motion first made to the Court in this behalf by Mr. H. B. Childers it is ordered that Bernard S. Rodey Esquire, of Albuquerque, Territory of New Mexico, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

140. James M. Ludden, Plff in Error, vs. Walker Winston, } In Error to the Circuit Court of the United States for the Southern District of [illegible]

This cause having been called for hearing in regular order, and it appearing to the Court, that the parties have failed to print the [illegible]

of the tenth rule of this Court, now here ordered, and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

144. Fred A. Baker, vs. Stephen Baldwin } Plffs in Error. Ordered by the Court that this cause be, and the same is hereby, continued until the next term, per stipulation of counsel.

129. The New Orleans Debenture Redemption Co., of Louisiana, Limited, et al., vs. The State of Louisiana } Plffs in Error. The argument of this cause was continued by Mr. Frank C. Reinold, of counsel for the defendant in error, and concluded by Mr. J. H. Kiernan, of counsel for the plaintiffs in error.

130. Pacific Coast Steamship Co., vs. The Bancroft-Whitney Co., et al. } Petitioner. This cause was argued by Mr. Thomas B. Reed of counsel for the petitioner, and submitted on a printed argument by Mr. Milton Andros, of counsel for the respondents.

Eutimio Montoya, Surviving Partner &c.,
vs. Appellant,
The United States et al.

No. 13

Rearguments of this cause was commenced by Mr. William B. King, of counsel for the appellant, and continued by Mr. Assistant Attorney General Thompson, of counsel for the appellees

Proclamation being made the Court is adjourned, until Monday next at twelve o'clock.

Monday, December 17th, 1900

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John W. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. C. W. Fairbanks it is ordered that Roscoe O. Hawkins, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an Attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. H. Dudley, it is ordered that Shirley C. Ward, Esquire, of Los Angeles, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. J. Hopkins it is ordered that Frank N. Hatcher, Esquire, of Winona, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas K. Clark it is ordered that James A. Carr, Esquire, of St. Louis, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis H. Cushman it is ordered that Wesley L. Jones, Esquire, of North Yakima, State of Washington, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter D. Davidge, Jr. it is ordered that George E. Crater, Jr., Esquire, of Denver, State of Colorado, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James K. Mann it is ordered that Samuel N. Pinde, Esquire, of Chicago, State of Illinois

Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf, by Mr. R. Ross Perry it is ordered that William R. Malson, Esquire, of Hartford, State of Connecticut, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. S. Boutell, it is ordered that Lyndon Evans, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

On motion first made to the Court in this behalf by Mr. Charles A. Aldrich it is ordered that Lawrence Harmon, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

15. The United States, Petitioner vs. E. A. Morison & Son. } On writ of Certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of

counsel. On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed, and that the judgment of the Circuit Court of the United States for the Southern District of New York be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court.

Per Mr. Justice White

Dissenting:
Mr. Justice Peckham

The United States, Petitioners, vs. A. Wolff & Company. No. 16. On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be and the same is hereby, reversed, and that the judgment of the Circuit Court of the United States for the Southern District of New York be and the same is hereby, affirmed, and that this cause be, and the same is hereby, remanded to the

57. (Rothschild & Brother, Appellants, v. The United States.) On a certificate from the United States Circuit Court of Appeals for the Second C...

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is the opinion of this Court that the questions certified must be answered in the affirmative. Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Justice McKenna.

12. The Hemming Elevator Company, Petitioner, v. C. H. Bosworth, Receiver of The Chicago, Peoria & St. Louis Railway Company et al. On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs; and that the decree of the Circuit Court of the United States for

is hereby affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court.

Per Mr. Justice White.

(Mr. Justice Brewer did not hear the argument and took no part in the decision of this cause.)

11. The Chicago, Milwaukee & St. Paul Railway Company, Petitioner, vs. C. H. Bosworth, Receiver of The Chicago, Peoria & St. Louis Railway Company et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs, and that the decree of the Circuit Court of the United States for the Southern District of Illinois be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court.

Per Mr. Justice White.

13. Jacob Rau, Petitioner, vs. C. A. Bosworth, Receiver of The Chicago, Peoria & St. Louis Railway Company et al. | On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs, and that the decree of the Circuit Court of the United States for the Southern District of Illinois be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court.

Per Mr. Justice White

C. A. Bosworth, Receiver of The Chicago, Peoria & St. Louis Railway, Petitioner, vs. The Carr, Ryder & Ergler Co. | On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

14.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued

here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs, and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of Illinois.

per Mr. Justice White.

76. Reymann Brewing Company, Appellant, vs. Harry Brister, Treasurer of the County of Jefferson, in the State of Ohio. Appeal from the Circuit Court of the United States for the Southern District of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Ohio, and was argued by counsel. On consideration whereof it is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Shiras.

(Mr. Justice Harlan concurs in the result.)

110. The Cincinnati Street Rail way Company, Plff in Error, vs. Charles B. Snell. In Error to the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by Counsel. On consideration whereof, It is hereby ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice Brown.

286. Jack Davis, Appellant, vs. J. E. Burke, Sheriff of Cassia County, State of Idaho. Appeal from the Circuit Court of the United States for the District of Idaho.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Idaho, and was argued by Counsel. On consideration whereof, It is, now here ordered, adjudged, and decreed by this Court that the Order of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brown.

Monday, December 17th, 1900, Continued

213. William B. Tyler, Plff in Error, vs. The Judges of the Court of Registration. In Error to the Supreme Judicial Court of the State of Massachusetts.

This cause came on to be heard on the transcript of the record from the Supreme Judicial Court of the State of Massachusetts, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice Brown.

Dissenting:
Mr. Chief Justice Fuller,
Mr. Justice Harlan,
Mr. Justice Brewer and
Mr. Justice Shiras.

The Chief Justice announced that the Court would adjourn on the 21th instant to Monday January 7th, 1901.

Order.

It is ordered by the Court that Section 1 of Rule 5 of this Court be, and the same is hereby amended so as to read as follows:

1. All process of this Court shall be in the name of the President of the United States, and shall

surnames, of the parties.

Per Mr. Chief Justice Fuller.

Order.

It is ordered by the Court that the first sentence of Rule 19 of the Rules of Practice in Equity be, and the same is hereby, amended so as to read as follows:

Whenever a bill is filed, the clerk shall issue the process of subpoena thereon, as of course, upon the application of the plaintiff, which shall contain the Christian names as well as the surnames of the parties, and shall be returnable into the clerk's office the next rule day, or the next rule day but one, at the election of the plaintiff, occurring after twenty days from the time of the issuing thereof.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of Alphonzo B. Bowers and The Bowers California Dredging Company, Petitioners. On consideration of the motion for leave to file a petition for a writ of certiorari herein, it is now here ordered by the Court that said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of Alphonzo B. Bowers and The Bowers California Dredging Company, Petitioners. On consideration of the petition herein, It is now ordered by the Court that cause be shown by the United States Circuit Court of Appeals for the Ninth Circuit and William B. Gilbert, Erskine M. Ross and Thomas P. Hawley, Judges thereof, before this Court, at the City of Washington, on Monday, January 14th, 1901, at 12 o'clock noon of that day, or as soon thereafter as counsel can be heard, why a writ of certiorari should not be awarded as prayed.

Per Mr. Chief Justice Fuller.

253. Pin Kwan, Petitioner, vs. The United States.
254. Ping Yik, Petitioner, vs. The United States.
449. The United States, Appellant, vs. Pin Kwan.
450. The United States, Appellant, vs. Ping Yik.

On consideration of the motion to advance these cases, It is nowhere ordered by the Court that said motion be, and the same is hereby granted, and the cases as assigned for argument as one case on Monday, January 14th, 1901, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

337. The City of New Orleans, vs. Alphonse Snakenberg, Appellant. It is ordered by the Court that the further consideration of the motion to dismiss in this cause be, and the same is, hereby, postponed until the transcript of record is printed or so much thereof as will enable the Court to act understandingly & without referring to the transcript.

Per Mr. Chief Justice Fuller.

1139. The Erie Railroad Co., vs. Albert L. Purdy. Plff in Error. It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be, and the same is hereby postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

500. Peter Hagan and Edward P. Martin, vs. The Scottish Union & National Insurance Company. Petitioners. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel in support of the same,

petition be, and the same is hereby, granted.

(per Mr. Chief Justice Fuller.)

98. Agnes A. Nivet, vs. George E. Fields, Charles H. Rockwell, George Mackay and The New York Dredging Company, Defts in Error, } In Error to the Circuit Court of the United States for the District of South Carolina.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of South Carolina, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

(per Mr. Chief Justice Fuller.)

507. Samuel B. Downes, vs. George K. Bidwell, Plff in Error, } On motion of Mr. F. K. Coudert, Jr. of counsel for the plaintiff in error,

It is ordered by the Court that this cause be, and the same is hereby, advanced and assigned for argument on Monday, January 7th, 1901, after the cases heretofore assigned for that day.

501. Henry H. Dooley et al., Plffs in Error, vs. The United States. On motion of Mr. John G. Carlisle, of Counsel for the Plaintiffs in error or appellant, It is ordered by the Court that these

502. Henry H. Dooley et al., Plffs in Error, vs. The United States.

509. Carlos Armstrong, Appellant, vs. The United States

cases be, and they are hereby, advanced and assigned for argument on Monday, January 7th, 1901, after the cases heretofore assigned for that day.

420. Fred Lee Rice et al., Appellants, vs. John C. Ames, U.S. Marshal. The motions to dismiss or affirm, or to advance, and the motion to admit the appellants to bail were submitted to the consideration of the Court on the record and printed arguments by Mr. Lysander Evans, in support of the motions to dismiss or affirm or to advance and in opposition to the motion to admit to bail, and by Mr. Samuel A. Prude, in opposition to the motions to dismiss or affirm or to advance and in support of the motion to admit to bail;

157. The Mutual Life Insurance Co. of New York, Petitioner, vs. Tina Cohen. On motion of Mr. Wesley L. Jones, in behalf of counsel for the respondent, It is ordered,

by the Court that the mandate in this cause be, and the same is hereby, stayed until January 15th, 1901.

498. Margaret French et al., vs. Plffs in Error, The Barber Asphalt Paving Company. Mr. A. S. Worthington, in behalf of counsel, submitted to the consideration of the Court a motion to advance this cause.

310. John N. Goelze, vs. Appellant, The United States. Fourteen Diamond Rings. On motion of Mr. Alexander Porter Morse leave is hereby granted him to file a printed brief herein on behalf of certain interested parties.

419. Emil J. Pepke, Claimant, vs. Plff in Error, The United States.

43. Eutimio Montoya, Surviving Partner &c., vs. Appellant, The United States et al. The argument of this cause was continued by Mr. Assistant Attorney General Thompson and Mr. Kie Oldham, of counsel for the appellees, and concluded by Mr. William H. Robeson, of counsel for the appellant.

Monday, December 17th, 1900, Continued:

Millon C. Conners, Jr.,
Administrator &c.,
144. vs. Appellant,
The United States et al.,

This cause was argued by Mr. William A. Robertson, of counsel for the appellant, and Mr. Assistant Attorney General Thompson and Mr. Kie Oldham, of counsel for the appellees.

John A. Goetze,
340. vs. Appellant,
The United States.
Fourteen Diamond Rings,
Emil J. Pepke, Claimant,
419. vs. Plff in Error,
The United States

On motion of Mr. Edward C. Perkins, of counsel for the appellant, it is ordered by the Court that three counsel be allowed to open the argument of these cases on behalf of the appellant and plaintiff in error and one to close the same, and that five hours be allowed to counsel on each side for the argument.

John A. Goetze,
340. vs. Appellant,
The United States
Fourteen Diamond Rings,
Emil J. Pepke, Claimant,
419. vs. Plff in Error,
The United States.

The argument of these cases was commenced by Mr. Everit Brown, of counsel for the appellant, and continued by Mr. Edward C. Perkins, of counsel for the appellant.

Proclamation being made the Court is adjourned

Tuesday, December 18th 1900

Pursuant to adjournment the Court met to day at the Capitol

Present:

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan,
Horace Gray
David J. Brewer
Henry B. Brown, Associate
George Shiras Jr., Justices.
Edward D. White
Rufus W. Peckham
Joseph McKenna

John M. Wright Esquire, Marshal;
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James M. Beck it is ordered that Alfred Roland Hary, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

514. Christian Anns, Appellant,
v.
New York and Porto Rico Steamship Company.

Mr. William Lindsay, of counsel for the appellant, submitted to the consideration of the Court a motion to advance this cause.

Tuesday, December 18th, 1906, Continued.

314. John N. Goetze
vs. Appellant,
The United States

1149. Fourteen Diamond Rings,
Emil J. Popke, Claimant,
vs. Plff in Error,
The United States.

The argument of these cases was continued by Mr. Edward C. Perkins, of Counsel for the appellant, Mr. Lawrence Harmon, of Counsel for the plaintiff in error, and Mr. Attorney General Griggs, of Counsel for the appellee and defendant in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Wednesday, December 19th, 1894

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown Associate
George Shiras, Jr., Justices
Edward D. White
Rufus W. Peckham
Joseph McKenna
John M. Wright, Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. F. R. Coudert, Jr., it is ordered that Ed. A. Isaacs, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

340. John N. Goetze, Appellant, vs. The United States

The argument of these cases was continued by Mr. Attorney General Griggs, of counsel for the appellee as defendant in error.

Fourteen Diamond Rings, Emil J. Pepke, Claimant, Plff in Error, vs. The United States

419.

Thursday, December 10th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White.
Rufus W. Peckham
Joseph McKenna
Associate Justices

John W. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Julius Kahn it is ordered that Henry D. Kowalsky, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William B. Hornblower it is ordered that Eugene D. Fisk, Esquire, of Guilford, State of Connecticut, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

181. The State of Minnesota, ex rel. William B. Mohler, vs. Phil. P. Megaarden, Sheriff. Plff in Error. Ordered by the Court that this cause be, and the same is hereby, Continued until the next term, per stipulation of Counsel.

145. James D. Fulton, trading as J. D. Fulton & Company, vs. J. D. Brady. Plff in Error. On motion of Mr. Solicitor General, Richards, of Counsel for the defendant in error, is ordered by the Court that this cause be, and the same is hereby, dismissed.

988. People's Railway Co., vs. Lewis M. Rumsey et al. Plff in Error, On motion of Mr. N. J. May, in behalf of Counsel for the plaintiff in error, leave is hereby granted the Clerk to issue the mandate in this cause.

340. John H. Goelze, vs. The United States. Appellant, Reargument of these cases was concluded by Mr. Charles H. Aldrich, of Counsel for the plaintiff in error. Leave was granted Counsel to file ad

349. Fourteen Diamond Rings, Emil J. Pepke, Claimant, vs. The United States. Plff in Error,

No. 114. A. G. Campbell, Appellant, vs. Edward P. Hall. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Milton Remley, of counsel for the appellant, and Mr. Assistant Attorney General Beck, of counsel for the appellee, and leave was granted counsel for the appellant to file an additional brief within ten days and counsel for the appellee to file a reply thereto within five days thereafter.

No. 136. N. A. Insley et al., Appellants, vs. N. B. Ainsworth et al. This cause was submitted to the consideration of the Court on the record and a printed argument by Mr. Yancey Lewis, of counsel for the appellants. No brief filed for appellees.

No. 137. P. Windsor Robinson, Receiver, Plff in Error, vs. The Southern National Bank of New York. The argument of this cause was commenced by Mr. Chas. Mellen, of counsel for the plaintiff in error, and continued by Mr. William B. Hornblower, of counsel for the defendant in error.

Proclamation being made the Court is adjourned

Friday, December 21st, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk

Proclamation being made the Court is opened

On motion first made to the Court in this behalf by Mr. John B. Corliss it is ordered that Frank D. Arthurs, Esquire, of Detroit, State of Michigan be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William E. Mason it is ordered that Herman Wolk, Esquire, of Chicago, State of Illinois be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that James M. McClendon, Esquire, of Austin, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

136. W. H. Ansley et al., Appellants, vs. N. B. Ainsworth et al. On motion of Mr. J. M. McLoud, of counsel, for the appellees, leave, is hereby granted, him to file a printed brief herein on or before, January 10th. next.

137. F. Windsor Robinson, Receiver, Plaintiff in Error, vs. The Southern National Bank of New York. The argument of this cause was continued by Mr. William D. Hornblower of counsel for the defendant in error, and concluded by Mr. Chase Mellen, of counsel for the plaintiff in error.

138. James Holly, Petitioner, vs. The Domestic and Foreign Missionary Society of P. E. Church et al. This cause was argued by Mr. John G. Johnson, of counsel for the petitioner, and Mr. Julian T. Davies, of counsel for the respondents.

Proclamation being made the Court is adjourned

Monday, December 24th, 1900.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer, Associate
Henry B. Brown, Justices.
George Shiras, Jr.,
Edward D. White,
Joseph McKenna,
John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William A. Maury it is ordered that George Shiras, 3d, Esquire, of Pittsburgh, State of Pennsylvania, and Clifton M. Bigelow, Esquire, of Washington, District of Columbia, be admitted to practice as attorneys and counsellors of this Court and they were severally so admitted.

On motion first made to the Court in this behalf by Mr. J. J. Bigelow it is ordered that Phillip J. Morris, Esquire, of Norfolk, State of Virginia, be admitted to practice as an attorney and counsellor of this Court and he was

On motion first made to the Court in this behalf by Mr. C. W. Needham it is ordered that Channing Rudd, Esquire, of Kansas City, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The State of Arkansas, and John A. Hindle, as Sheriff of Independence County, Arkansas, vs. Appellants,	Appeal from the District Court of the United States for the Eastern District of Arkansas
177 Charles A. M. Schlientholz.	

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Arkansas, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice White.

Robert W. Workman, vs. Petitioner,	On writ of Certiorari to the United States Circuit Court of
1. The Mayor, Aldermen and Commonalty of the City of New York and James A. Gallagher.	Appeals for the Second Circuit.

This cause came on to be heard on the transcript

of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause, be, and the same is hereby, reversed with costs; and that the decree of the District Court of the United States for the Southern District of New York be, and the same is hereby, affirmed and that this cause be, and the same is hereby, remanded to the said District Court with costs.

Per Mr. Justice White

Dissenting:
Mr. Justice Gray,
Mr. Justice Brewer,
Mr. Justice Shiras
Mr. Justice Peckham

83. John Joyce, Plff in Error, vs. N. F. Hutton, Successor of Sterling R. Cockrill, as Receiver of The First National Bank of Little Rock, Arkansas

In Error to the United States Circuit Court of Appeals for the Sixth Circuit

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel. On consideration whereof It is now here ordered and adjudged by this

Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of Ohio.

Per Mr. Justice Brewer.

The Missouri, Kansas & Texas Railway Company of Texas, vs. Pltff in Error; Mollie F. Ferris, Mattie, Le et al

In Error to the Court of Civil Appeals for the Third Supreme Judicial District of the State of Texas

34

This cause came on to be heard on the transcript of the record from the Court of Civil Appeals for the Third Supreme Judicial District of the State of Texas, and on motions to dismiss or affirm which were argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Civil Appeals in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brewer.

Margaret French et al., vs. Pltffs in Error, The Barber Asphalt Paving Co.

On consideration of the motion to advance this cause, It is now

498.

here ordered by the Court that said motion

cause assigned for argument on Monday, February 25th, 1901, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

514. Christian Huus, Appellant, vs. New York & Porto Rico Steamship Company. On consideration of the motion to advance this cause, it is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, January 7th, 1901, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

1164. Robert Chipps and Alexander McKenzie, Receivers, Petitioners, vs. Jasper Lindeberg et al. On consideration of the petition for a writ of certiorari herein, of the return to the rule to show cause issued herein, and of the argument of counsel thereupon had, it is now here ordered by the Court that the rule to show cause be discharged and that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

66. Mary Louise Kenaday, Executrix, vs. Affirmance. Isabella D. Simon et al

In Error to and Appeal from the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby remanded to the said Court of Appeals with a direction to remand it to the Court below for a restatement of the final account in accordance with the opinion of this Court.

Per Mr. Chief Justice Fuller.

Dissenting:
Mr. Justice Brewer and
Mr. Justice Peckham.

515. George W. Crossman et al., Appellants, vs. The United States.

On motion of Mr. H. Wickham Smith, of counsel for the appellants

It is ordered by the Court that this cause be, and the same is hereby, advanced and assigned for argument on Monday, January 7th next, after the cases heretofore assigned for that day.

Monday, December 2nd, 1901.

511. Old Colony Steamboat Co. Petitioner, vs. Edwin L. Peace et al. Old Colony Steamboat Co. Petitioner, vs. Edwin L. Peace et al. Re petition for writ of certiorari to be directed to the Commissioners of the County of Dare, argued by Mr. Harrington for Petitioner and Mr. Edward S. Daly, Jr. in support of the motion to dismiss the petition therein for certiorari.

521. Sigua Iron Company, vs. Benjamin D. Lewis et al. Petitioners. Re petition for writ of certiorari to be directed to the Commissioners of the County of Dare, argued by Mr. William D. Pruden and Mr. Howard A. Taylor, in support of the motion and Mr. D. Laflin Kellogg and Mr. Alfred D. Pell, in opposition thereto.

Proclamation being made the Court is adjourned until Monday, January 7th, 1901. At twelve

Monday, January 7th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol:

Present,

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal;
James H. McKenney, Clerk.

Proclamation being made, the Court is opened;

On motion first made to the Court in this behalf by Mr. Thomas B. Turley it is ordered that Percy Dalton Young, Esquire, of Memphis, State of Tennessee, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William E. Mason it is ordered that Charles H. Soelke, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John G. Carlisle it is ordered that F. Key-Brown Curtis, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. E. Jaroney it is ordered that Elbridge T. Bacon, Esquire, of Detroit, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. D. L. Burnett it is ordered that Robert J. Breckinridge, Esquire, of Danville, State of Kentucky, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. N. F. Stiles it is ordered that J. G. McGinnis, Esquire, of Parkersburg, State of West Virginia, be admitted to practice as attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. C. L. Harris it is ordered that Benjamin G. Green, Esquire, of Warrenton, State of

attorney and counsellor of this Court and he was sworn accordingly.

No. The District of Columbia, Plff in Error, vs. Leigh Robinson and Conway Robinson Jr. Executors of the will of Conway Robinson, deceased. In Error to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

(Mr. Justice Gray took no part in the decision of this cause.)

87. C. S. Thompson, Joseph Mazet, Rose D. Mosher et al., Plffs in Error, vs. The Los Angeles Farming and Milling Company. In Error to the Supreme Court of the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by Counsel. On consideration whereof, It is now here ordered

the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

273. A. L. Gusman, in behalf of Samuel Wright, Appellant vs. L. A. Warren, Sheriff of the Parish of Jefferson, State of Louisiana. Appeal from the Circuit Court of the United States for the Eastern District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered, and adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

(Mr. Justice Harlan took no part in the decision of this cause.)

Sumpter Turner, Syndic of M. Schwartz & Co., In Error to the Supreme Court of the State of Louisiana.

408. vs. Plff in Error, R. L. Richardson, Receiver of The American National Bank.

This cause came on to be heard on the transcript

of Louisiana, and on motions to dismiss or affirm which were argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with Costs.

Per Mr. Justice McKenna.

(Mr. Justice Brown took no part in the decision of this case.)

111. The Board of Liquidation of the City Debt, Plff in Error, vs. The State of Louisiana on the relation of Miss Lucretia B. Wilder et al. The Drainage Commission of New Orleans, Plff in Error, vs. Miss Lucretia B. Wilder et al. } In Error to the Supreme Court of the State of Louisiana

119.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, on separate writs of error, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with Costs, but without prejudice to the right of The Board of Liquidation and The Drainage Commission to hereafter

which would arise from construing the judgment contrary to its natural and necessary import so as to deprive the Board of Liquidation of the power in countersigning the bonds to state thereon the authority in virtue of which they are issued.

Per Mr. Justice White.

(Mr. Justice Peckham took no part in the decision of this cause.)

Michael F. Dooley, individually and as Receiver of The First National Bank of Willimantic, Connecticut, and John A. Pangburn,

vs. Appellants.

16. Harold P. Hadden and James E. S. Hadden,

Harold P. Hadden and James E. S. Hadden,

vs. Appellants to

99. Michael F. Dooley, individually and as Receiver of The First National Bank of Willimantic, Connecticut, and John A. Pangburn.

Appeals from the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, on appeal and cross-appeal, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit

is hereby reversed, and that the decree of the Circuit Court of the United States for the Southern District of New York dismissing the bill, be, and the same is hereby, affirmed, costs in this Court to be paid by Arnold F. Hadden and James R. S. Hadden; and that this cause be, and the same is hereby, remanded to the said Circuit Court.

Per Mr. Justice Shiras.

35. The Yazoo & Mississippi Valley Railroad Company et al., Plffs in Error, vs. Wirt Adams, State Revenue Agent. In Error to the Supreme Court of the State of Mississippi.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs, and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Mississippi.

Per Mr. Justice Brown.

77. The Illinois Central Railroad Company, Appellant, vs. Wirt Adams, State Revenue Agent, The Railroad Commission of the State of Mississippi, et al. Appeal from the Circuit Court of the United States for the Southern District of Mississippi.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Mississippi, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Brown.

78. The Illinois Central Railroad Company, Appellant, vs. Wirt Adams, State Revenue Agent, The Railroad Commission of the State of Mississippi, et al. Appeal from the Circuit Court of the United States for the Southern District of Mississippi.

This cause came on to be heard on the transcript of the record from the Circuit Court of the [illegible]

and was argued by Counsel. On Consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Brown

79. The Yazoo & Mississippi Valley Railroad Company, Appellant, vs. Wirt Adams, State Revenue Agent, The Railroad Commission of the State of Mississippi, et al. — Appeal from the Circuit Court of the United States for the Southern District of Mississippi.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Mississippi, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Brown

80. The Yazoo & Mississippi Valley Railroad Company et al., Plffs in Error, vs. Wirt Adams, State Revenue Agent, Deft in Error. In Error to the Supreme Court of the State of Mississippi.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Mr. Justice Brown delivered the opinion of the Court.

355. The Yazoo & Mississippi Valley Railroad Company et al., Plffs in Error, vs. Wirt Adams, State Revenue Agent, Deft in Error. In Error to the Supreme Court of the State of Mississippi.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs, and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Mississippi,

356. The Yazoo & Mississippi Valley Railroad Company, plff. in Error, vs. Wirt Adams, State Revenue Agent. In Error to the Supreme Court of the State of Mississippi.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with Costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Mississippi.

Per Mr. Justice Brown.

130. Pacific Coast Steamship Company, Petitioner, vs. The Bancroft-Whitney Company and A. Haas, J. Barnet, and A. W. Hellman, surviving partners of the firm of Hellman, Haas & Company. On writ of Certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed

States Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of California, with directions to dismiss the bill.

Per Mr. Justice Brown.

604. The Southern Railway Company, vs. The Postal Telegraph-Cable Company.

In Error to the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Western District of North Carolina.

Per Mr. Justice Brown.

123. E. M. Patton, Plff in Error, vs. The Texas & Pacific Railway Company. In Error to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Western District of Texas.

(per Mr. Justice Brewer.)

&. The Liverpool & London & Globe Insurance Company, Plff in Error, vs. P. K. Kearney and J. W. Wyse, composing the partnership of Kearney & Wyse. In Error to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court

Monday, January 7th, 1901. Continued

Court of Appeals in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the United States Court in the Indian Territory, Southern District.

Per Mr. Justice Harlan,

Fred Newill,
Plff in Error,
vs.
Emil Schultz and Friedericka Schultz
In Error to the Supreme Court of the State of North Dakota

344

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of North Dakota, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings consistent with the opinion of this Court.

Per Mr. Justice Harlan

Dissenting:
Mr. Justice Brewer
Mr. Justice Shiras.
Mr. Justice White concurs in the dissent.

47. William L. Powers, Hallie Dian, Edward Deane et al., vs. Jacob Slaght. (Plffs in Error,) In Error to the Supreme Court of the State of Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed, with costs.

per Mr. Justice Harlan.

Dissenting:
Mr. Justice Brewer and
Mr. Justice Shiras.
(Mr. Justice White concurs in the result.)

48. J. M. Moore, vs. D. B. Stone, Minnie Ellis Allen, Alma May Stone et al', (Plff in Error,) In Error to the Supreme Court of the State of Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Su-

Monday, January 7th, 1901. Continued

is hereby affirmed with costs.

(Per Mr. Justice Harlan)

Dissenting:
Mr. Justice Brewer and
Mr. Justice Shiras.
(Mr. Justice White concurs in the dissent.)

No. 47. J. M. Moore, Plff in Error, vs. John Cormack. In Error to the Supreme Court of the State of Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby affirmed with Costs.

(Per Mr. Justice Harlan)

Dissenting:
Mr. Justice Brewer and
Mr. Justice Shiras.
(Mr. Justice White concurs in the dissent.)

121. Elgin National Watch Company, vs. Illinois Watch Case Company, Thomas W. Duncan and Myer Abraham. Appellant, Appeal from the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Northern District of Illinois.

Per Mr. Chief Justice Fuller.

478. Daniel A. Talbot, vs. The Sioux National Bank of Sioux City, Iowa. Plff in Error, The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. F. F. Oldham, Mr. Asa P. Call, and Mr. Henry J. Taylor, in support of the same, and Mr. J. M. Wilson, Mr. J. K. Redington, and Mr. A. A. Hocking, Jr., in opposition.

Monday, January 7th, 1901, Continued

488.	The Guarantee Trust & Safe Deposit Company, Petitioner, vs. The Delta & Pine Land Co. et al	The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Edward Young and Mr. M. F. McCullen, in support of the same, and Mr. Frank Johnston, Mr. Edward Mayes and Mr. J. M. Dickinson, in opposition thereto.
411.	The City of Detroit et al., Appellants, vs. Ralzemond A. Parker	Mr. D. E. Sawyer, of counsel for the appellants, submitted to the consideration of the Court a motion to advance this cause.
527.	Joseph N. Wolfson, Petitioner, vs. The United States.	The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. William A. Maury, Mr. H. C. Clark, Mr. J. D. Rouse and Mr. William Grant, in support of the same, and Mr. Assistant Attorney General Beck, in opposition thereto.

520. W. P. N. McRadin et al., vs. Plffs in Error
Evans-Snider-Buel Co.

This cause was submitted to the consideration of the Court, pursuant to the 30th rule, on the record and printed arguments by Mr. William T. Hutchings and Mr. N. B. Maxey, of counsel for the plaintiffs in error, and Mr. A. M. Pollard, Mr. U. M. Rose, and Mr. G. B. Rose, of counsel for the defendant in error.

189. John P. Mallett et al., vs. Plffs in Error,
The State of North Carolina.

On motion of Mr. C. L. Harris, of counsel for the defendant in error.

It is ordered by the Court that this cause be, and the same is hereby, reassigned for argument on Monday, April 8th next.

526. S. D. Hatfield et al., vs. Appellants,
Henry C. King

This cause was submitted to the consideration of the Court, pursuant to the 30th rule, on the record and printed arguments by Mr. Henry C. Flesher, of counsel for the appellants, and Mr. Maynard T. Stiles, of counsel for the appellee.

29. Emilie Saylehner, Petitioner, vs. Eisner & Mendelson Co.
33. Emilie Saylehner, Petitioner, vs. Alexander Nielson.

form the decrees in these causes were submitted to the consideration of the Court by Mr. Fritz v. Briesen, Mr. Antonio Knauth, Mr. Arthur v. Briesen and Mr. John G. Johnson, in support of the same, and Mr. Edmund Wetmore, Mr. Charles G. Coe, and Mr. Louis C. Ruegner, in opposition thereto.

Ex parte In the matter of Theodore Queen et al., Petitioners. Mr. Waller D. Davidge, Jr., of counsel for the petitioners, submitted to the consideration of the Court a motion for leave to file a petition for a writ of mandamus herein.

460. The United States Trust Co., et al., Appellants, vs. The Territory of New Mexico.

461. The Territory of New Mexico, Appellant, vs. The United States Trust Co. et al.

Mr. A. B. Browne, on behalf of counsel, submitted to the consideration of the Court a motion to advance these cases.

528. The Ohio River Railroad Co. et al., Petitioners, vs. Stephen Lockwood.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed argu-

of the same, and Mr. J. G. McClure, in opposition thereto.

410. Louis Jacobs, Plff in Error, vs. Dora Marks. This cause was submitted to the consideration of the Court, pursuant to the Rule, on the record and printed arguments by Mr. Louis J. Blum and Mr. Edgar C. Blum, of counsel for the plaintiff in error, and Mr. John F. Dillon, of counsel for the defendant in error.

453. Eastern Building & Loan Association of Syracuse, N.Y., Plff in Error, vs. David H. Baugh. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. W. H. Lyles, in support of the same, and Mr. William Hepburn Russell and Mr. William Beverly Winslow, in opposition thereto.

456. Elias S. A. de Lima et al., Plffs in Error, vs. George R. Bidwell.
507. Samuel B. Downes, Plff in Error, vs. George R. Bidwell.
501. Henry W. Dooley et al., Plffs in Error, vs. The United States.
502. Henry W. Dooley et al., Plffs in Error, vs. The United States.
509. Carlos Armstrong, Appellant, vs. The United States.

On motion of Mr. John G. Carlisle, of counsel for the plaintiffs in error and appellant, it is ordered by the Court that four counsel be allowed to argue

appellant, three to open the argument and one to close, and that five hours be allowed upon each side for the argument of the

396. Charles C. McChord et al., vs. Appellants, The Louisville & Nashville R.R. Co.

Charles C. McChord et al., vs. Appellants,
397. The Louisville, Henderson & St. Louis Railway Co.

Charles C. McChord et al., vs. Appellants,
398. The Chesapeake & Ohio R'y Co.

Charles C. McChord et al., vs. Appellants,
399. The Southern Railway Co., intervening

Charles C. McChord et al., vs. Appellants,
400 The Cincinnati, New Orleans & Texas Pacific Railway Co.

Appellees in these Nos. 396 to 400

The argument of these cases was commenced by Mr. Walker D. Hines, of Counsel for the Appellants, and continued by Mr. David W. Baird, of Counsel for the Appellants, and Mr. James Helm, of Counsel for the

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, January 8th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White.
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf, by Mr. Thomas A. Clark it is ordered that Guy Underwood, Esquire, of London, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alphonso Hart it is ordered that C. P. Atkinson, Esquire, of Arkansas City, State of Kansas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William E. Mason it is ordered that Moritz Rosenthal and Joseph B. David, Esquires, of Chicago, State of Illinois, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

411. The City of Detroit et al., Appellants, vs. Ralzemond A. Parker. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, February 25th next, with case No. 198 as one case. per Mr. Chief Justice Fuller.

131. The Consolidated Water Company and Constantine W. Benson and Henry Livesey Cole, Trustees, Appellants, vs. E. S. Babcock, The Southern California Mountain Water Company et al. Appeal from the Circuit Court of the United States for the Southern District of California.

It appearing to the Court that a motion by counsel for the appellants to dismiss this appeal has been filed, Therefore, in pursuance,

judged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

(Per Mr. Chief Justice Fuller.)

1456 Elias S. A. de Lima et al. vs. George R. Bidwell.
507. Samuel B. Downes, Plff in Error, vs. George R. Bidwell.
501. Henry W. Dooley et al., Plffs in Error, vs. The United States.
502. Henry W. Dooley et al., Plffs in Error, vs. The United States.
509. Carlos Armstrong, Appellant, vs. The United States.

On motion of Mr. John G. Carlisle, of counsel for the plaintiffs in error and appellant, It is ordered by the Court that five counsel be allowed to argue these cases on behalf of the plaintiffs in error and appellant and that one hour additional time be granted them for the argument.

396. Charles C. McChord et al., Appellants, vs. The Louisville & Nashville R. R. Co.
397. Charles C. McChord et al., Appellants, vs. The Louisville, Henderson & St. Louis Railway Co.
398. Charles C. McChord et al., Appellants, vs. The Chesapeake & Ohio Ry Co.
399. Charles C. McChord et al., Appellants, vs. The Southern Railway Co. in Kentucky.

The argument of these Cases was continued by Mr. James P. Helm, of counsel for the appellees in Nos. 396 and 397, by Mr. Robert J. Breckinridge, of counsel for the appellants, by Mr. Alexander Pope Humphrey, of counsel for the

1100. Charles C. McChord et al., Appellants, vs. The Cincinnati, New Orleans & Texas Pacific Railway Co. Concluded by Mr. Lewis McQuown, of Counsel for the appellants.

Leave was granted Counsel for the appellees to file an additional brief within three days and to Counsel for the appellants to file a reply thereto within two days thereafter.

456. Elias S. A. de Lima et al., Plffs in Error, vs. George R. Bidwell,
507. Samuel B. Downes, Plff in Error, vs. George R. Bidwell,
501. Henry H. Dooley et al., Plffs in Error, vs. The United States.
502. Henry H. Dooley et al., Plffs in Error, vs. The United States.
509. Carlos Armstrong, Appellant, vs. The United States.

The argument of these causes was commenced by Mr. Frederic R. Coudert, Jr., of Counsel for the plaintiffs in error in Nos. 456 and 507.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, January 9th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

On motion first made to the Court in this behalf by Mr James R. Mann it is ordered that Edwin Logan Reeves, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John G. Carlisle it is ordered that A. Henry Mosle, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

456 Elias S. A. de Lima et al., Plffs in Error, vs. George R. Bidwell,
507 Samuel B. Barnes, Plff in Error, vs. George R. Bidwell,
501 Henry M. Dooley et al., Plffs in Error, vs. The United States
502 Henry M. Dooley et al, Plffs in Error, vs. The United States
509 Carlos Armstrong, Appellant, vs. The United States.

The argument of these cases was continued by Mr. Frederic R. Coudert, Jr., of counsel for the plaintiffs in error in Nos. 456 and 507; Mr. Alphonso Hart, of counsel for the appellant in No. 509; Mr. A. M. Ward, of counsel for the plaintiffs in error in Nos. 501 and 502; and Mr. Solicitor General Richards, of counsel for the defendants in error and appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, January 10th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

507. Samuel B. Downes, Pltff in Error, v. George R. Bidwell.

On motion of Mr. Frederic R. Coudert, Jr., of counsel for the plaintiff in error, leave is hereby granted him to file an additional brief herein.

456. Elias S. A. de Lima et al., Pltffs in Error, vs. George R. Bidwell.
507. Samuel B. Downes, Pltff in Error, v. George R. Bidwell.
501. Henry H. Dooley et al., Pltffs in Error, v. The United States.
502. Henry H. Dooley et al., Pltffs in Error, v. The United States.
506. Carlos Armstrong, Appellant, v. The United States.

The argument of these cases was continued by Mr. Solicitor General Richards and Mr. Attorney General [illegible]

Counsel for the defendants in error and appellee.)

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, January 11th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles A. Clark it is ordered that John N. Hughes, Esquire, of Cedar Rapids, State of Iowa, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank S. Bright it is ordered that George W. Albright, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

253. Pin Kwan, Petitioner, vs. The United States.
254. Sing Yick, Petitioner, vs. The United States.
1449. The United States, Appellant, vs. Pin Kwan.
1450. The United States, Appellant, vs. Sing Yick.

On motion of Mr. Solicitor General Richards, It is ordered by the Court that these cases be, and they are hereby, reassigned for argument on Monday, February 25th. next, after the cases heretofore assigned for that day.

456. Elias S. A. de Lima et al, Plffs in Error, vs. George K. Bidwell.
507. Samuel B. Downes, Plff in Error, vs. George K. Bidwell.
508. Henry W. Dooley et al, Plffs in Error, vs. The United States.
509. Henry W. Dooley et al, Plffs in Error, vs. The United States.
509. Carlos Armstrong, Appellant, vs. The United States.

The argument of these cases was continued by Mr. Attorney General Griggs, of Counsel, for the defendants in error and appellee, and concluded by Mr. John G. Carlisle, of Counsel, for the plaintiffs in error and appellants.

514. Christian Reuss, vs. The New York & Porto Rico Steamship Company, Appellant.

The argument of this cause was commenced by Mr. William Lindsay, of Counsel for the appellant.

Proclamation being made the Court is adjourned

Monday, January 11th, 1904.

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened,

On motion first made to the Court in this behalf by Mr. William Lindsay it is ordered that George Tellus Raney, Esquire, of Tallahassee, State of Florida, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel F. Putnam it is ordered that Joseph M. Carroll, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. W. Needham it is ordered that Salmon A. Levinson, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Roger Foster it is ordered that William H. Harris and Jacob Philip Berg, Esquires of New York City, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. B. Corliss it is ordered that George Arthur Marston, Esquire, of Detroit, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

60. Aaron Bradshaw, vs. Mary M. Ashley, widow, and Hayden H. Ashley, Ralph B. Ashley, and Emma B. Jenkins, heirs of Nehemiah B. Ashley, deceased. In Error to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the

Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this Cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Peckham

387. Charles F. W. Neely, Appellant, vs. William Henkel, United States Marshal for the Southern District of New York. Appeal from the Circuit Court of the United States for the Southern District of New York.

This Cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the order of the said Circuit Court in this Cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Harlan

406. Charles F. W. Neely, Appellant, vs. William Henkel, United States Marshal for the Southern District of New York. Appeal from the Circuit Court of the United States for the Southern District of New York.

This Cause came on to be heard on the transcript

States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the order of the said Circuit Court in this cause be, and the same is hereby affirmed with costs.

Per Mr. Justice Harlan

492. Columbus Construction Company, Petitioner, vs. Crane Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller

511. Old Colony Steamboat Co., claimant of the Steamer Providence, Petitioner, vs. Edwin L. Pierce et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argu-

support of as against the same, It is nowhere ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

460.

Old Colony Steamboat Company, Owner of the Steamboat "Providence",
Petitioner,
vs.
Edwin L. Pearce et al., Claimants of the Schooner "Benjamin A. Van Brunt."

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

461.

5/9

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

478.

Eastern Building and Loan Association of Syracuse, N.Y.,
Plff in Error,
vs.
David H. Brough.

453.

It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

458.

per Mr. Chief Justice Fuller.

The United States Trust Co. of New York et al.
vs. Appellants,
The Territory of New Mexico.
The Territory of New Mexico,
vs. Appellants,
The United States Trust Co. of New York et al.

On consideration of the motion to advance these cases, it is now here ordered by the Court that said motion be, and the same is hereby granted, and the cases assigned for argument on Monday, October 21st next, to be heard as one case.

Per Mr. Chief Justice Fuller.

Daniel A. Talbot
vs. Appellant,
Joseph Huffin Emor,
The Sioux National Bank of Sioux City, Iowa.

It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

The Guarantee Trust & Safe Deposit Company,
vs. Petitioner,
The Delta and Pine Land Company et al.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

527. Joseph N. Wolfson, Petitioner, v. The United States. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well, in support of as against the same, It is now here ordered by the Court that said petition, be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

528. The Ohio River Railroad Company and Samuel Logan, Petitioners, v. Stephen Lee Lucas. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, as well,

were ordered by the Court that said petition be,
and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of
Theodore Queen, Thomas
S. Queen et al,
Original Petitioners

On consideration
of the motion for
leave to file the
petition for a writ
of mandamus
herein, It is now ordered by the Court,
that said motion be, and the same is hereby,
granted.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of
Theodore Queen, Thomas S.
Queen et al.,
Original Petitioners.

On consideration of
the petition for a
writ of mandamus
herein, It is now
here ordered by this
Court that cause be shown by Richard A. Alvey,
Chief Justice, and Martin F. Morris and Seth
Shepard, Associate Justices of the Court of Ap-
peals of the District of Columbia, before this Court,
in the City of Washington, on Monday, January
28th instant, at 12 o'clock noon of that day, or
as soon thereafter as counsel can be heard,
why a writ of mandamus should not be
awarded as prayed in said petition.

Per Mr. Chief Justice Fuller.

195. R. R. Scott, B. H. Scott, P. R. Scott et al, vs. Plffs in Error, The Texas & Pacific Railway Company / In Error to the Un States Circuit Co of Appeals for t Fifth Circuit

This cause came on to be heard on the transc of the record from the United States Circuit C of Appeals for the Fifth Circuit, and was arg by counsel. On consideration whereof, the Co being equally divided in opinion, It is no here ordered and adjudged by this Court th the judgment of the said United States Circ Court of Appeals in this cause be, and the sa is hereby, affirmed with costs; and that thi cause be, and the same is hereby, remanded the Circuit Court of the United States for the Eastern District of Texas.

Per Mr. Chief Justice Fuller.

94. A. C. Campbell, vs. Edward F. Waite, / Appeal from the United Sta Appellant. Circuit Court of Appeals f Eighth Circuit

This cause came on to be heard on the transc of the record from the United States Circuit C of Appeals for the Eighth Circuit, and was ar by counsel. On consideration whereof, It i now here ordered, adjudged, and decreed by t Court that this appeal be, and the same is here dismissed for the want of jurisdiction.

387. Charles F. W. Neely, Appellant, vs. William Hendel, U.S. Marshal &c. — On motion of Mr. Solicitor General, Richards, leave, is hereby granted the Clerk to issue the mandates in these cases.

406. Charles F. W. Neely, Appellant, vs. William Hendel, U.S. Marshal &c.

Ex parte In the matter of Christian Daneel and Mary Daneel, Administrators &c., Petitioners. — Mr. Roger Foster, of counsel for the petitioners, submitted to the consideration of the Court a motion for leave to file a petition for writs of mandamus or prohibition or for such other and further relief as to this Court may seem just and meet.

535. The American Sugar Refining Company, Petitioner, vs. The City of New Orleans — The petition for a writ of certiorari or writ of mandamus herein was submitted to the consideration of the Court by Mr. Joseph U. Carroll and Mr. Charles Aubrey, in support of the same.

347. Boswell M. Blythe, Appellant, vs. Florence Hinckley — The motions to dismiss or affirm in this cause were submitted to the con-

printed arguments by Mr. Frederic D. McKenney, Mr. William H. H. Hart and Mr. Robert J. Hayne, in support of the same, and Mr. E. Burke Holladay, Mr. S. W. Holladay, Mr. Jeff. Chandler, and Mr. L. S. McKissick, in opposition thereto.

No. The District of Columbia, Plff in Error, vs. Leigh Robinson et al., Defendants in Error.

On motion of Mr. Walter D. Davidge, Jr., of counsel for the defendants in error, leave is hereby granted the Clerk to issue the mandate in this cause.

424. Southern Bell Telephone & Telegraph Company, Appellant, vs. City of Richmond.

The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. H. R. Pollard, in support of the same, and Mr. A. L. Holladay, Mr. Hill Carter, and Mr. George A. Fearons, in opposition thereto.

170. Shelbyville & Bloomfield, Railroad Company, Plff in Error vs. A. L. Schmidt, Trustee. In Error to the Court of Appeals of the State of Kentucky.

It appearing to the Court that a motion by counsel for the plaintiff in error to dismiss the writ of error in this cause has been filed, Therefore, in pursuance of said motion, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

169. The Citizens' Bank of Louisiana, Plff in Error vs. Caleb H. Parker, Tax Collector. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. E. Howard McCaleb in support of the same, and Mr. Branch K. Miller and Mr. Henry Dinis in opposition thereto.

514. Christian Ahrens, Appellant, vs. The New York & Porto Rico Steamship Company. The argument of this cause was continued by Mr. William Lindsay, of counsel for the ap

for the appellee, and concluded by Mr. William Lindsay, of Counsel for the appellant.

515. George W. Crossman et al., Appellants, vs. The United States.

The argument of this Cause was commenced by Mr. W. Wickham Smith, of Counsel for the appellants.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, January 15th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in his behalf by Mr. James R. Mann it is ordered that Carlos S. Hardy, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

No. 106. Charles F. Champion v. John C. Ames, U.S. Marshal. Appellant.

On motion of Mr. Solicitor General Richards, It is ordered by the Court that this cause be, and the same is hereby, reassigned for argument on Monday, February 25th next, after the cases heretofore assigned for that day.

515. George W. Crossman et al., Appellants, v. The United States. The argument of this cause was continued by Mr. W. Wickham Smith, of counsel for the appellants, and Mr. Solicitor General Richards, of counsel for the appellee, and concluded by Mr. W. Wickham Smith, of counsel for the appellants.

45. H. Drucilla Mitchell, Petitioner, v. The First National Bank of Chicago. The reargument of this cause was commenced by Mr. Theodore M. Mallbie, of counsel for the petitioner, and continued by Mr. Percy S. Bryant and Mr. Williams C. Case, of counsel, for the respondent.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday January 16th. 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown, Associate
George Shiras Jr., Justices
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. C. S. Blackburn it is ordered that Reed Dunnen, Esquire, of Louisville, State of Kentucky, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry Ach it is ordered that Herman Frank, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Theodore M. Maltbie it is ordered that Arthur B. Calef, Esquire, of Middletown, State of Connecticut, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

144. B. F. Thompson, Appellant, vs. D. M. Fenney et al., On motion of Mr. J. H. Wilson, of counsel for the appellant, It is ordered by the Court that this cause be, and the same is, hereby, passed.

147. Henry Lockhart, Plff in Error, vs. J. A. Johnson et al., On motion of Mr. A. B. Browne, in behalf of Counsel, It is ordered, by the Court that this cause be, and the same is hereby, passed.

45. A. Drusilla Mitchell, Petitioner, vs. The First National Bank of Chicago. The reargument of this cause was continued by Mr. William C. Case, of counsel for the respondent, and concluded by Mr. Charles E. Mitchell, of Counsel for the petitioner. Leave was granted Counsel for the respondent to file an additional brief within five days.

Wednesday, January 16th, 1901. Continued

139.	Clarence W. Hobbs et al., Petitioners, vs. Fred. H. Brush,	The argument of this cause was commenced by Mr. Samuel T. Fisher, of counsel for the petitioners, and continued by Mr. John Dane, Jr., of counsel for the respondent.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Thursday, January 17th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened;

145. James D. Patton, trading as J.D. Patton & Company, Plff in Error, vs. J.D. Brady, Collector of Internal Revenue, Def't.

Mr. John W. Daniel, of Counsel for the plaintiff in error, suggested the death of J.D. Brady, the defendant in error in this cause, and moved the Court for an order under the 15th rule to make the proper representatives parties. Whereupon, It is now here ordered by the Court that unless the proper representatives of the said J.D. Brady, deceased, as aforesaid, shall voluntarily become parties within the first ten days of the ensuing term of this Court the plaintiff in error shall be entitled, to open the record, and on hearing have the

judgment reversed, if it be erroneous: Provided, however, That a copy of this order shall be printed in some newspaper of general circulation within the State of Virginia, for three successive weeks at least sixty days before the beginning of the term of the Supreme Court then next ensuing.

Bank of Iron Gate
vs. Plff in Error,
448. James D. Brady.
Bank of Iron Gate
vs. Plff in Error,
488. James D. Brady

Mr. John W. Daniel, of counsel for the plaintiff in error, suggested the death of James D. Brady, the defendant in error in these cases, and moved the Court for an order under the 15th rule, to make the proper representatives parties. Whereupon, It is now here ordered by the Court that unless the proper representatives of the said James D. Brady, deceased, as aforesaid, shall voluntarily become parties within the first ten days of the ensuing term of this Court the plaintiff in error shall be entitled to open the record, and on hearing have the judgment reversed, if it be erroneous: Provided, however, That a copy of this order shall be printed in some newspaper of general circulation within the State of Virginia, for three successive weeks at least sixty days before the beginning of the term of the Supreme Court then next ensuing.

139. Clarence W. Hobbs et al, vs. Fred. A. Beach — Petitioners, — The argument of this cause was continued by Mr. John Dane, Jr., of Counsel for the respondent, and concluded by Mr. Samuel P. Fisher, of Counsel for the petitioners.

142. Lizzie Stearns Bleecker et al, vs. The Steamship "Kensington" &c. — Petitioners, — This cause was argued by Mr. Roger Foster, of Counsel for the petitioners, and Mr. Henry Galbraith Ward, of Counsel for the respondent.

143. Jacob Gardner et al., vs. Louis N. Bonestell, Executor &c. — Plffs in Error, — The argument of this cause was commenced by Mr. George W. Monteith, of Counsel for the Plaintiffs in Error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Friday, January 8th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Page Morris it is ordered that F. L. Janes, Esquire, of Pipestone, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. C. Dowell it is ordered that Clarence E. Sprout, Esquire, of Williamsport, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

148. George H. Scott, Plff in Error, vs. Fanny L. Deweese, (Recelver &c.) On motion of Mr. A. B. Browne, in behalf of Counsel in Cases Nos. 179 and 180, leave is hereby granted to submit briefs filed in those cases in this case.

142. Jacob Gardner et al., Plffs in Error, vs. Louis H. Bonestell, Executor. The argument of this cause was continued by Mr. George W. Monteith, of Counsel for the plaintiffs in error, and Mr. H. K. Bonestell, of Counsel for the defendant in error, and concluded by Mr. George H. Monteith, of Counsel for the plaintiffs in error.

391. John T. Pirie et al., Appellants, vs. Chicago Title & Trust Co., Trustee &c. The argument of this cause was commenced by Mr. Henry Ach, of Counsel for the appellants, and continued by Mr. E. B. Felsenthal, of Counsel for the appellee.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock K.

Monday, January 21st. 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that John M. Sheets, Esquire, of Columbus, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Cleaz N. Underwood it is ordered that James J. Garrett, Esquire, of Birmingham, State of Alabama, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Hunt it is ordered that William A. Ellis, Esquire, of Quincy, State of Florida, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Maury it is ordered that Robert W. F. Ogilvie, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. G. Wolf it is ordered that Edward B. Green, Esquire, of Mount Carmel, State of Illinois, and Moses N. Lale, Esquire, of St. Louis, State of Missouri, be admitted to practice as attorneys and Counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. C. Bryan it is ordered that Henry M. Hazelbarger, Esquire, of Akron, State of Ohio, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

Michael F. Dooley, as Receiver of The First National Bank of Williamantic, Connecticut, Plff in Error, v. James Vance, } In Error to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed, with Costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Northern District of Illinois.

Per Mr. Justice Brown.

The Citizens' Bank of Louisiana, Plff in Error, v. Caleb H. Carter, Tax Collector, } It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

The American Sugar Refining Company
535. vs. Petitioner,
The City of New Orleans.

On consideration of the petition herein. It is now here ordered by this Court that cause be shown by the Judges of the United States Circuit Court of Appeals for the Fifth Circuit before this Court, at the City of Washington, on Monday, February 25th next, at 12 o'clock noon of that day, or as soon thereafter as counsel can be heard, why the prayer of said petition should not be granted.

Per Mr. Chief Justice Fuller.

H43.

Ex parte In the matter of Christian Dineel and Mary Dineel, Administrators of Christian Dineel, deceased, Petitioners.

On consideration of the motion for leave to file a petition for writs of mandamus or prohibition or for

H63.

such other and further relief as to this Court may seem just and meet, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

S.D. Hatfield et al., Appellants,
536 vs.
Henry C. King.

It is ordered by the Court that this cause be, and the same is hereby, restored to the

525.

docket for oral argument and the Clerk is

neeled to bring this order to the attention of the Attorney General of West Virginia.

Mr. Chief Justice Fuller

Phillips & Buttorff Manufacturing Company, Petitioner, vs. James G. Whitney, Assignee

The petition for a writ of certiorari, herein was submitted to the consideration of the Court on printed arguments by Mr. J. Quintus Cohen, in support of the same, and Mr. Oscar W. Underwood and Mr. James J. Garnett, in opposition thereto, and leave was granted counsel for the petitioner to file brief within two weeks.

The Florida Central & Peninsular Railroad Co., Plff in Error, vs. W. N. Reynolds, Comptroller &c.

The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. W. B. Lamar, in support of the same, with leave to counsel for the plaintiff in error to file brief in opposition thereto within five days.

The Town of Mount Vernon, Petitioner, vs. D. B. Wesson

The petition for a writ of certiorari, herein was sub-

sideration of the Court on printed arguments by Mr. Thomas M. Jett, in support of the same, and Mr. Thomas D. Mather, in opposition thereto.

503. Frederick Williams, Petitioner, vs. George C. Gaylord et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. C. Walter Artz, in support of the same, and Mr. Curtis A. Lindley, in opposition thereto, and leave was granted Counsel for the petitioner to file an additional brief within one week.

201. Thomas P. Purcell et al., Plffs in Error, vs. The West Chicago Park Commissioners The motion to postpone the preparation of this cause for hearing until after the disposition of case No. 160 was submitted to the consideration of the Court on printed arguments by Mr. George W. Wilbur, in support of the same, and Mr. Robert A. Childs and Mr. Charles Hudson, in opposition thereto.

391. John P. Pirie et al., Appellants, vs. Chicago Title & Trust Co., Trustee &c. The argument of this cause was continued by Mr. Herman Thorn, of counsel for the appellee,

the appellants.

257. The Capital City Dairy Co., Plff in Error
vs.
The State of Ohio ex rel. Attorney General.

The motions to dismiss or affirm in this cause were submitted, to the Consideration of the Court on the record and printed arguments by Mr. E. B. Dillon, in support of the same, and Mr. Thomas Ewing Steele, in opposition thereto.

13, Original. Ex parte In the matter of The District of Columbia, Petitioner.
And
14, Original. Ex parte In the matter of The District of Columbia, Petitioner.

These cases were argued by Mr. Robert A. Howard of Counsel for the Petitioner, and leave was granted Mr. A. A. Hocking, Jr. to file a brief within five days on behalf of certain interested parties.

278. Homer Bird, Plff in Error,
vs.
The United States.

This cause was argued by Mr. L. P. Michener, of Counsel for the plaintiff in error, and Mr. Assistant Attorney General Beck, of Counsel for the defendant in error.

Proclamation being made the Court is adjourned

Tuesday, January 22d. 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John F. Lacey it is ordered that Joseph B. Rockafellow, Esquire, of Atlantic, State of Iowa, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly. 126.

On motion first made to the Court in this behalf by Mr. B. Schnurmacher it is ordered that Joseph Wickes, Esquire, of St. Louis, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly. 146.

214.

On motion first made to the Court in this behalf by Mr. A. F. Stevens it is ordered that Haydn S. Cole, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The Town of Tonawanda,
in Erie County, et al.,
vs. Appellants,
James B. Lyon et al.

On motion of Mr. Henry E. Davis of Counsel for the appellants, it is ordered by the Court that this cause be, and the same is hereby, advanced and assigned for argument with Nos. 498 and 511, as one case, on Monday, February 25th next.

D. Mart,
vs. Appellant,
William M. Simonton et al.

This cause was argued by Mr. W. Scott Beebe of Counsel for the appellant, and Mr. Henry E. Davis, of Counsel for the appellees.

The Carnegie Steel Company (Limited),
vs. Petitioner,
The Cambria Iron Co.

The argument of this cause was commenced by Mr. Thomas C. Dickewell, of Counsel for the petitioner, and Continued by Mr. Francis M. Chambers, of Counsel for the Respondent.)

Proclamation being made the Court is adjourned until

Wednesday, January 23d, 1901.

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Henry M. Teller it is ordered that Joseph Kirby, Esquire, of Sioux Falls, State of South Dakota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John M. Thurston it is ordered that Howard Kennedy, Jr., Esquire, of Omaha, State of Nebraska, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Wednesday, January 22d, 1901, Continued.

On motion first made to the Court in this behalf, by Mr. Oscar Turner it is ordered that Alfred Thruston Burgevin, Esquire, of Louisville, State of Kentucky, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

576. William Moore and J. Bernard Moore, vs. Alaska Northwestern Territories Trading Company et al. Appellants to Appeal from the District Court of the United States for the District of Alaska.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, it is, therefore, in pursuance of the tenth rule of this Court, ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

596. S. D. Hatfield et al., vs. Henry C. Kerr, Appellants. On motion of Mr. Holmes Conrad, leave is hereby granted him to file a printed brief herein on behalf of certain interested parties.

1146. The Carnegie Steel Company (Limited) vs. Petitioner, The Cambria Iron Company.

The argument in this cause was continued by Mr. Francis T. Chambers and Mr. Jam

S. Kay, of counsel for the respondent, and concluded by Mr. Thomas B. Reed, of counsel for the petitioner.

7. Charles H. Colling et al., vs. Appellants, A. A. Godard, Attorney General et al.

The argument of this cause was commenced by Mr. William L. Guthrie, of Coun

sel for the appellants.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, January 24th, 1901.

Pursuant to adjournment the Court met today at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown, } Associate
George Shiras, Jr., } Justices.
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
John M. Wright, Esquire, Marshal,
James A. McKenney, Clerk.

Proclamation being made the Court is opened.

159. The State of Minnesota, Appellant, vs. C. N. Brundage. On motion of Mr. William A. Guthrie, of Counsel for the appellee, It is ordered by the Court that this cause be, and the same is hereby, assigned for argument on Monday, February 25th next, after the cases heretofore assigned for that day.

7. Charles W. Cotting et al., Appellants, vs. A. A. Godard, Attorney General &c., et al. The reargument of this cause was continued by Mr. William D. Guthrie,

appellants, and M. A. A. Godard, of Counsel for the appellees, and concluded by Mr. B. P. Waggener, of Counsel for the appellants.

148. George A. Scott, Plff in Error, vs. Barry L. Dawson, Receiver, Def't in Error. The argument of this cause was commenced by Mr. Hiram P. Stevens, of Counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until Tomorrow at twelve o'clock.

Friday, January 25th, 1901.

Pursuant to adjournment the Court met, to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Henry S. Robbins it is ordered that Gilbert E. Porter, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

148. George H. Scott, Plff in Error, vs. Penny L. Deweese, Recvr, &c.

The argument of this cause was continued by Mr. Hiram T. Stevens, of counsel for the plaintiff in error, and Mr. William S. Shirk, of counsel for the defendant in

of Counsel for the plaintiff in error.)

149. John A. McDonald, Plff in Error, vs. The Commonwealth of Massachusetts. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Francis P. Murphy, of Counsel for the plaintiff in error, and Mr. Hosea M. Knowlton, of Counsel for the defendant in error.

150. United States Rubber Co., et al, Petitioners, vs. American Oak Leather Co., et al. The argument of this cause, was commenced by Mr. Henry D. Robbins, of Counsel for the petitioners, and continued by Mr. Frederick A. Smith, of Counsel for the respondents.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday January 28th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Horace Gray
Henry B. Brown
George Shiras Jr.
Edward D White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Samuel Morgan Shortridge, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. S. McCalmont it is ordered that Augustine B. Repetto, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas B. Turley it is ordered that Robert M. Nash, Esquire, of Memphis, State of Tennessee, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney it is ordered that Richard Reid Rogers, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Maxwell Evarts it is ordered that Fredric W. Jenkins, Esquire, of Binghamton, and George W. Ray, Esquire, of Norwich, State of New York, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

5, Original. The State of Missouri, Complainant, vs. The State of Illinois and The Sanitary District of Chicago.

This cause came on to be heard on the bill of complaint and demurrer of the defendants thereto, and was argued by Counsel. On consideration whereof, It is now here ordered

adjudged, and decreed by this Court that said demurrer be, and the same is hereby, overruled, and leave is given to the defendants to file answers to the bill.

Per Mr. Justice Brown.

Dissenting:
Mr. Chief Justice Fuller,
Mr. Justice Harlan and
Mr. Justice White.

281. The City of New Orleans, Petitioner, vs. Ann Warner et al., heirs at law of John G. Warner, deceased, et al. } On writ of error to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Louisiana.

Per Mr. Justice Brown.

(Mr. Justice White and Mr. Justice Peckham took no

46. The City of New Orleans, Petitioner, vs. John Fisher, Tutor &c., et al. On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be modified so as to provide for five per cent. interest on the sum of $71,134.60 from May 11, 1896, and on the sum of $799.18 from May 8, 1897, and, as so modified, be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Louisiana with a direction to amend its decree in the particulars above specified, it being affirmed as so modified.

Per Mr. Chief Justice Fuller. (Mr. Justice Peckham and Mr. Justice McKenna took no part in the consideration and disposition of this cause.)

29. Emilie Saxlehner, Petitioner, vs. Eisner & Mendelson Co.
33. Emilie Saxlehner, Petitioner, vs. Alexander Nielsen,

On consideration of the motions to recall the mandates and reform the decrees in these cases,

well in support of as against the same.

It is now here ordered by the Court that said motions be, and the same are hereby, denied.

Per Mr. Chief Justice Fuller.

201. Thomas P. Tunnell et al., Pffs in Err., vs. The West Chicago Park Commissioners. On consideration of the motion to postpone the preparation of this cause for hearing until after the disposition of No. 160, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is, hereby, denied.

Per Mr. Chief Justice Fuller.

257. The Capital City Dairy Company, Pffs in Error, vs. The State of Ohio ex rel. Attorney General. It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

463. The Florida Central & Peninsular Railroad Company, Plff in Error, vs. H. A. Reynolds, Comptroller &c., et al.

It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

per Mr. Chief Justice Fuller.

525. The Town of Mount Vernon, Petitioner, vs. D. B. Wesson.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

66. Mary Louise Kenaday, Executrix, Plff in Error, vs. Arabella D. Sinnott et al. and Appt.

It is now here ordered by the Court that the judgment of this Court in this cause be, and the same is hereby, amended by adding thereto the words "but without prejudice to further action in respect of lapsed legacies."

per Mr. Chief Justice Fuller.

5, Original. The State of Missouri, Complainant vs. The State of Illinois and the Sanitary District of Chicago. On motion of Mr. William M. Springer, of counsel for the defendants, It is ordered by the Court that the answers of the defendants herein be filed.

114. The Board of Liquidation of the City Debt, vs. Plff in Error, The State of Louisiana ex rel. Miss Lucretia B. Wilder et al.

119. The Drainage Commission of New Orleans, vs. Plff in Error, Miss Lucretia B. Wilder et al.

On motion of Mr. W. W. Howe, of counsel for The Drainage Commission, leave is hereby granted the Clerk to issue the mandate in these cases.

378. Mortimer Webster, vs. Plff in Error, The City of Fargo et al.

On motion of Mr. B. F. Spalding, of counsel for the plaintiff in error, It is ordered by the Court that this cause be, and the same is hereby, advanced and assigned for argument with No. 498 ex., as one case, on Monday, February 25th next.

558. John L. Shumate, vs. Plff in Error, August Heman.

On motion of Mr. Joseph Wheless, of counsel for the plaintiff in error,

It is ordered by the Court that this cause be, and the same is hereby, advanced & assigned for argument with No. 498 etc., as one case, on Monday, February 25th next.

539. Christian Schwartz et al., Petitioners, vs. John S. Duss et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. George Shiras, 3d, and Mr. S. Schoyer, Jr., in support of the same, and Mr. D. P. Watson and Mr. Johns McElwee, in opposition thereto.

508 Cape Fear Company, Limited, et al., vs. Plffs in Error, The City of Detroit. On motion of Mr. Arthur E. Dowell, in behalf of counsel, It is ordered by the Court that this cause be, and the same is hereby, advanced and assigned for argument with No. 498 etc., as one case, on Monday, February 25th next.

35. The Yazoo & Mississippi Valley R. R. Co., et al., vs. Plffs in Error, Wirt Adams, State Revenue Agent. The motion to modify the judgment of this Court in this cause was submitted to the consideration of the Court on printed arguments by Mr. William D. Guthrie, Mr. Edward Mayes, Mr. J. M. Dickinson and Mr. Noel Gordon in support of the motion, and Mr. Frank Johnson in opposition thereto.

Monday, January 28th, 1901, Continued.

of the same, and Mr. R. C. Beckett, Mr. F. A. Critz, and Mr. Marcellus Green, in opposition thereto.

342. The Mutual Life Insurance Company of New York, Petitioner, vs. Frank E. Dingley, Adm'r &c. — Mr. Frederic D. McKenney, of counsel for the petitioner, submitted to the consideration of the Court a motion to advance this cause.

150. United States Rubber Co. et al., Petitioners, vs. American Oil Leather Co. et al. — The argument of this cause was continued by Mr. Frederick A. Smith and Mr. Jacob Newman, of counsel, for the respondents, and concluded by Mr. Henry S. Robbins, of counsel for the petitioners and leave was granted counsel for the petitioners to file an additional brief on or before February 1st.

151. William D. Hale, Receiver, &c., Plff in Error, vs. L. V. Lewis et al. — The argument of this cause was commenced by Mr. Eugene G. Hay, of counsel for the plaintiff in error, and continued by Mr. John L. Edsall, of counsel, for the defendants in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Tuesday, January 29th, 1901.

Pursuant to adjournment the Court met today at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.,
Edward D. White.
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John W. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John M. Thurston it is ordered that John L. Kennedy, Esquire, of Omaha, State of Nebraska, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The Chief Justice announced that the Court would take a recess from Friday, February 1st to Monday, February 11th, and from Monday, February 11th to Monday, February 25th.

155. The Southern Pacific Railroad Company, Aff'ts in Error, v. Isaac P. Bill,

On motion of Mr. Maxwell Evarts, of counsel for the plaintiff in error, It is ordered by the Court that this cause be, and the same is, hereby, passed temporarily.

151. William A. Hulse, Receiver &c, v. L. V. Lewis et al,

The argument of this cause was continued by Mr. John L. Endall, of counsel for the defendants in error, and concluded by Mr. Eugene J. Hay, of counsel for the plaintiff in error.

152. The Southern Pacific Railroad Company et al, v. The United States. Appellants,

185. The United States, v. The Southern Pacific Railroad Company et al, Appellant,

The argument of these cases was commenced by Mr. Joseph H. Call, of counsel for the United States, and continued by Mr. Maxwell Evarts of counsel for the Southern Pacific Railroad Co. et al.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, January 30th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William Hepburn Russell it is ordered that Daniel A. Pierce, Esquire, of Syracuse, State of New York, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. C. Payson it is ordered that Nathan Grier Moore, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. P. Vinson it is ordered that Elliott Northcott, Esquire, of Huntington, State of West Virginia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

8, Original. The State of Tennessee, Complainant, vs. The State of Virginia. It is ordered by the Court that the time within which to file the report of the Commissioners herein be, and the same is hereby, extended until the first day of the next term.

Per Mr. Chief Justice Fuller.

152. The Southern Pacific Railroad Company et al., Appellants, vs. The United States.

185. The United States, Appellant, vs. The Southern Pacific Railroad Company et al.

The argument of these cases was continued by Mr. Maxwell Evarts and Mr. L. E. Pierson of counsel for the Southern Pacific Railroad Co. et al., and concluded by Mr. Joseph H. Call, of counsel for the United States.

Wednesday, January 30th, 1901, Continued.

153. A. M. Bedford et al, Petitioners, vs. The Eastern Building and Loan Association.

The argument of this cause was commenced by Mr. R. M. Heath, of counsel for the petitioners, and continued by Mr. William Neilson Russell, of counsel for the respondent.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, January 31st, 1901.

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White.
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. P. Heath it is ordered that Chester A. Weed, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn and accordingly.

123. E. M. Patton, Plff in Error, vs. The Texas & Pacific Railway Company.

On motion of Mr. F. W. Haskell, of counsel for the Plaintiff in Error it is ordered by the Court that the mandate in this cause be, and the same

197. The Glucose Sugar Refining Co., vs. (Pff in Error, George F. Harding et al.,) On motio
Mr. Nath
Grier Mo
of counse

the plaintiff in error. It is ordered by the
that this cause be, and the same is hereb
tinued until the next term, per stipulat
of counsel.

153. N. M. Bedford et al., vs. Petitioners, The Eastern Building and Loan Association. The argumen
this cause w
continued be
William Hep
Russell, of co

for the respondent, and concluded by M
M. Heath, of counsel for the petitioner

155. W. P. Smith, vs. (Pff in Error, The St. Louis & Southwestern Railway Co., of Texas. This cause w
submitted to
consideratio
the Court on
record and pri

arguments by Mr. F. E. Albright, of coun
for the plaintiff in error, and Mr. Samuel A.
of counsel for the defendant in error.)

160. J. L. Lombard et al., vs (Pffs in Error, The West Chicago Park Commissioners This cause was
gued by Mr. Nath
Grier Moore, of
sel for the plaint
in error. Mr. Ma

Childs, of counsel for the defendant in error.

161. Joseph Wheless et al., vs. Appellants, The City of St. Louis et al. Rearguments of this cause were commenced by Mr. Joseph Wheless, of counsel for the appellants.

Proclamation being made the Court is adjourned, until tomorrow at twelve o'clock.

Friday, February 1st, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray
David J. Brewer
Henry B. Brown Associate
George Shiras, Jr., Justices.
Edward D. White
Rufus W. Peckham
Joseph McKenna,
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that William D. McHugh, Esquire, of Omaha, State of Nebraska, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in his behalf by Mr. John B. Corliss it is ordered that Arthur Webster, Esquire, of Detroit, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis H. Cushman it is ordered that Edward E. Cushman, Esquire, of Tacoma, State of Washington, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

281. The City of New Orleans, Petitioner vs. Ann Warner et al, heirs, etc. et al. It is ordered by the Court that leave be, and the same is hereby granted the Clerk to issue the mandate in this cause.

557. The United States, Petitioner vs. A. D. Morgan, Master. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Solicitor General Richards, in support of the same, and leave was granted counsel for respondent to file a brief in opposition within one week.

306. Henry A. Wise Wood, Petitioner vs. Henry F. Beckmann. On petition for writ of certiorari to the Court of Appeals of the District of Columbia.

It appearing to the Court that a motion by counsel for the petitioner to dismiss this petition has been filed, Therefore, in pursuance of

adjudged by this Court that this petition be, and the same is hereby, dismissed.

Per Mr. Chief Justice Fuller.

161. Joseph Wheless et al., Appellants, v. The City of St. Louis et al. The argument of this cause was concluded by Mr. Joseph Wheless, of counsel for the appellants, the Court not desiring to hear counsel for the appellees.

Proclamation being made the Court is adjourned until Monday, February 11th next, at twelve o'clock.

Monday, February 11th, 1901.

Pursuant to adjournment this Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
Henry B. Brown, Associate
George Shiras, Justices
Edward D. White
Joseph McKenna

John M. Wright, Esquire, Marshal,
James A. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that James C. Cropsey and Charles G. Bennett, Esquires, of Brooklyn, State of New York, be admitted to practice as Attorneys and Counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Judd it is ordered that Abram M. Pillman, Esquire, of Nashville, State of Tennessee, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. A. Davidson it is ordered that Milton C. Phillips, Esquire, of Oshkosh, State of Wisconsin, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf, by Mr. J. Hubley Ashton it is ordered that Louis E. McComas, Esquire, of Williamsport, State of Maryland, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Clement Manly it is ordered that Louis M. Swink and Lindsay Patterson, Esquires, of Winston, State of North Carolina, be, admitted to practice as attorneys and Counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter D. Davidge it is ordered that Archibald A. Taylor and Edward P. Keech, Jr, Esquires, of Baltimore, State of Maryland, be admitted to practice as attorneys and Counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Turner it is ordered that E. B. Million, Esquire, of Mt. Vernon, State of Washington, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. A. Ketcham it is ordered that George W. Paris, Esquire, of Terre Haute, State of Indiana, be admitted to practice, as an attorney and counsellor of this Court and he was sworn accordingly.

115. The City of Lampasas, Plff in Error, vs. James M. Bell, } In Error to the Circuit Court of the United States for the Western District of Texas

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Texas, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice McKenna.

Eutimio Montoya, Surviving Partner of the firm of E. Montoya & Sons, Appellant,
vs.
The United States and The Mescalero Apache Indians.

Appeal from the Court of Claims.

43.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Brown.

Milton C. Conners, Jr., Administrator of Milton C. Conners, deceased, Appellant,
vs.
The United States and The Northern Cheyenne Indians et al.

Appeal from the Court of Claims.

44.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Brown.

136. W. N. Ansley, M. H. Gleason and K. O. Edmonds, Appellants, vs. N. B. Ainsworth, L. C. Bonnies, O. E. Woods et al. Appeal from the United States Court in the Indian Territory, Central District.

This cause came on to be heard on the transcript of the record from the United States Court in the Indian Territory, Central District, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller

13, Original. Ex parte In the matter of The District of Columbia, Petitioner. On consideration of the petition for a writ of mandamus, the return to the rule to show cause issued herein, and of the argument of counsel thereupon had,

It is now here ordered by the Court that the rule to show cause be discharged, and that said petition be, and the same is hereby dismissed.

Per Mr. Chief Justice Fuller

14, Original. Ex parte In the matter of The District of Columbia, Petitioner. On consideration of the petition for a

the return to the rule to show cause issued herein and of the argument of counsel thereupon had, It is now here ordered by the Court that the rule to show cause be discharged, and that said petition be, and the same is hereby dismissed.

Per Mr. Chief Justice Fuller.

520. W. P. A. McFaddin et al., vs. Iliff in Error, Evans-Snider-Buel Co, et al. It is ordered by the Court that this cause be, and the same is hereby restored to the docket for oral argument.

Per Mr. Chief Justice Fuller.

1413. Phillips & Buttorff Manufacturing Company, Petitioner, vs. James G. Whitney as Assignee of F. A. Whitney. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

503. Frederick Williams, Petitioner, vs. George C. Gaylord, Charles E. Maddrill and Dwight F. Rogers. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

521. Sigua Iron Company, Petitioner, vs. Benjamin Eno. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

536. Christian Schwartz et al., Petitioners, vs. John S. Dees et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

(Mr Justice Shiras did not participate in the disposition of this application)

537. The United States, Petitioner, vs. A. D. Morgan, Master of the Steam Tug "Frank A. Lowe," On petition for a writ of certiorari, to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by this Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

342. The Mutual Life Insurance Company of New York, vs. Frank E. Dingley, Administrator &c. (Petitioner)

On consideration of the motion to advance this cause,

It is now here ordered by the Court that said motion be, and the same is, hereby, denied.

Per Mr. Chief Justice Fuller.

456. Elias S. A. de Lima et al., Plffs in Error, George R. Bidwell
507. Samuel B. Trowbridge, Plff in Error, vs. George R. Bidwell.
501. Henry H. Dooley et al., Plffs in Error, vs. The United States
502. Henry H. Dooley et al., Plffs in Error, vs. The United States.
504. Carlos Armstrong, Appellant, vs. The United States.

On motion of Mr. Solicitor General Richards, of counsel for the defendants in error and appellee, leave is hereby granted him to file a supplemental brief in these cases.

552. J. McGregor Adams, vs. Milton Shirk et al., (Petitioner)

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. John S. Runnells, Mr. William Berry, and Mr. E. S. Johnson, in support of the same, and Mr. Frederic Allen, and Wm. Nicholas Ewing, in opposition thereto.

555. The County of Aloe, Petitioner, vs. John Martin Clapp. The petition for a writ of certiorari, herein was submitted to the consideration of the Court by Mr. J. M. Woolworth and Mr. William D. McHugh, in support of the same.

Ex parte. In the matter of James M. Sigafus Petitioner. Mr. Charles L. Bailey, in behalf of counsel for the petitioner, submitted to the consideration of the Court a motion for leave to file a petition for a writ of mandamus herein.

504. J. D. Wall et al., Appellants, vs. Waller O. Cox, Trustee. On motion of Mr. Clement Manly, of counsel for the appellants, It is ordered by the Court that this cause be, and the same is hereby, advanced as under the 32d Rule.

336. Edward P. Gallup, Executor &c., Plff in Error, vs. William H. Schmidt, Treasurer. Mr. William A. Ketcham, of counsel for the defendant in error, submitted to the consideration of the Court a motion to advance this cause.

No. The City of New Orleans, Petitioner, vs. John Fisher, Tutor &c., et al. On motion of Mr. Thomas N. Clark, in behalf of counsel for the respondents leave is hereby granted the Clerk to issue the mandate in this cause.

564. The Gulf, Western Texas & Pacific Railroad Co., et al., Petitioners, vs. The New York & Texas Land Co. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. L. E. Payson and Mr. Maxwell Evarts, in support of the same.

Proclamation being made the Court is adjourned until Monday, the 25th instant, at twelve o'clock.

Monday, February 25th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Attorney General Griggs it is ordered that George P. Rhet, Esquire, of Passaic, State of New Jersey, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that William R. Sears, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James M. Beck it is ordered that Herbert Hamlin, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. M. Terrell it is ordered that William K. Miller, Esquire, of Augusta, State of Georgia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. A. Culberson it is ordered that Jefferson L. Childs, Esquire, of San Antonio, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles A. Bergner it is ordered that David S. Seitz, Esquire, of Harrisburg, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. P. C. Tarsney it is ordered that Charles

Esquire, of Marquette, State of Michigan, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Chester I. Long it is ordered that Rousseau A. Burch, Esquire, of Salina, State of Kansas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. N. M. Campbell it is ordered that Horace M. Oren, Esquire, of Sault Ste. Marie, State of Michigan, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry E. Davis it is ordered that Tracy Chatfield Becker, Esquire, of Buffalo, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. A. Brandenburg it is ordered that William W. Watts, Esquire, of Louisville, State of Kentucky, be admitted to practice as an

was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. P. Preble, Jr., it is ordered that Edward W. Jeffery, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert E. Collins it is ordered that George B. Webster, Esquire, of St. Louis, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. F. Michener it is ordered that Charles F. Hutchings, Esquire, of Kansas City, State of Kansas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The United States
vs. Appellant.
Eugene Beebe, William H. Henshaw et al,

Appeal from the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit

was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals and the decree of the Circuit Court of the United States for the Middle District of Alabama in this cause be, and the same are hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to overrule the demurrers, with leave to the defendants to answer, and for such further proceedings as are consistent with the opinion of this Court.

Per Mr. Justice Peckham.

126. D. Mark, Appellant, vs. William M. Ebner and The Ebner Gold Mining Company. Appeal from the District Court of the United States for the District of Alaska.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Alaska, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Peckham.

129. The New Orleans Debenture Redemption Company of Louisiana, Limited, et al., vs. The State of Louisiana, Plff in Error, In Error to the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Peckham.

347. Boswell M. Blythe, vs. Florence Kinealy, Plff in Error, In Error to the Supreme Court of the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and on motions to dismiss or affirm which were argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Peckham.

137. T. Windsor Robinson, as Receiver of the Concerns of The State National Bank of Vernon, Texas, vs. The Southern National Bank of New York. In Error to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of New York.

Per Mr. Justice Shiras.

138 James Holley vs. The Domestic and Foreign Missionary Society of the Protestant Episcopal Church in the United States of America and E. Walter Roberts. Petitioner, On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court

278

argued by Counsel. On consideration whereof, it is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby affirmed with costs; and that this cause be, and the same is hereby remanded to the Circuit Court of the United States for the Southern District of New York.

Per Mr. Justice Shiras.

(Mr. Justice Brewer did not hear the argument or take part in the decision of this cause.)

Homer Bird, Plff in Error,
vs.
The United States.

In Error to the District Court of the United States for the District of Alaska.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Alaska, and was argued by Counsel On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said District Court in this cause be, and the same is hereby reversed; and that this cause be, and the same is hereby remanded to the said District Court with directions to set aside the verdict and award a new trial.

Per Mr. Justice Shiras.

Fred. H. Rice, Frank Rutledge and Thomas Jones,
v. Appellants,
John E. Ames, United States Marshal for the Northern District of Illinois.

Appeal from the District Court of the United States for the Northern District of Illinois.

412.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Illinois, and on motions to dismiss or affirm which were argued by Counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the order of the said District Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Brown.

Jacob Gardner and Peter Gardner,
v. Plffs in Error,
L. H. Bonestell, Executor of the estate of Ebenezer Wormouth, deceased.

In Error to the Supreme Court of the State of California.

143.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be and the same is hereby affirmed with

1467. John A. McDonald, vs. The Commonwealth of Massachusetts. In Error to the Superior Court of the State of Massachusetts.

This cause came on to be heard on the transcript of the record from the Superior Court of the State of Massachusetts, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Superior Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Gray.

The Chief Justice announced that motions noticed for Monday next will be taken on Tuesday, March 5th.

Order.

The Reporter having represented that, owing to the number of decisions at the term, it will be impracticable to put the reports in one volume, It is, therefore, now here ordered that he publish an additional volume in this year, pursuant to Section 681 of the Revised Statutes.

Per Mr. Chief Justice Fuller.

161. Joseph Wheless, William M. Reed, Halsted Burnet et al., vs. The City of St. Louis et al. Appellants, Appeal from the Circuit Court of the United States for the Eastern District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

35. The Yazoo & Mississippi Valley Railroad Co. et al., vs. Wirt Adams, State Revenue Agent. Plffs in Error, It is ordered by the Court, that leave be, and the same, is hereby granted to file the petition for rehearing in this cause and briefs on the subject of the taxes of 1892 will be received from counsel within thirty days, twenty days allowed plaintiffs in error to file briefs and ten days for defendant in error.

Per Mr. Chief Justice Fuller.

Southern Bell Telephone & Telegraph Company
vs. Appellant,
1911. City of Richmond.

It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

The United States Trust Co., of New York et al.,
vs. Appellants,
460. The Territory of New Mexico.
The Territory of New Mexico,
vs. Appellants,
461. The United States Trust Co. of New York et al.

It is ordered by the Court that these cases be, and they are, hereby, reassigned for argument on Monday, October 28th next.

Per Mr. Chief Justice Fuller.

Edward P. Gallup, Executor &c.,
vs. Plff in Error,
336. William A. Schmidt, Treasurer &c.

On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, October 28th next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

553. J. McGregor Adams, Petitioner vs. Milton Shink, Elbert W. Shink et al.) On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

555. The County of Aloe, Petitioner, vs. John Martin Clapp. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of Counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

Monday, February 25th, 1901, Continued.

564. The Gulf, Western Texas & Pacific Railway Co. et al., Petitioners, vs. The New York & Texas Land Company, Limited, — On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

Ex parte. In the Matter of James M. Sigafus, Petitioner. — On consideration of the motion for leave, to file a petition for a writ of mandamus herein, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

968. Frederick Marish and Thomas Driscoll, partners as Marish & Driscoll, Appellants, vs. The United States. — Appeal from the Court of Private Land Claims.

the Court by Mr. Solicitor General Richards, of counsel for the appellees, and a stipulation of counsel to dismiss this appeal having been filed, Therefore, in pursuance of said stipulation, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed.

Per Mr. Chief Justice Fuller.

573. The United States, Petitioner, v. Rudolph C. Hahn. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Solicitor General Richards, in support of the same, and Mr. Albert Comstock and Mr. Everit Brown, in opposition thereto.

572. H. L. Hiller et al., Petitioners, v. The United States. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Albert Comstock and Mr. Everit Brown, in support of the same, and Mr. Solicitor General Richards, in opposition thereto.

560. The Southern Pine Company, Petitioner, v. Mrs. Olive B. Hall. The petition for a writ of certiorari herein to the United

of Appeals for the Fifth Circuit was submitted to the consideration of the Court on printed arguments by Mr. P. C. Catchings and Mr. F. M. Miller, in support of the same, and Mr. D. B. H. Chaffe and Mr. E. J. Bowers, in opposition thereto.

412. The City of Detroit et al., vs. The Detroit Citizens' Street Railway Company. Appellants, Mr. T. E. Tarsney of counsel for the appellants submitted to the consideration of the Court a motion to advance this cause.

576. Arthur E. Mueller, Trustee, vs. William P. Nugent. Petitioner, The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. William W. Watts, in support of the same.

542. Franklin S. Buell, vs. The Farmers' Loan & Trust Company et al. Petitioner, The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. C. Miller Artz, in support of the same, and Mr. Herbert B. Turner, in opposition thereto.

558. Henry L. Ward, Treasurer, vs. Petitioner, Edward Joslin. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. William Reed Bigelow, in support of the same, and Mr. J. S. N. Trinx, in opposition thereto.

463. The Florida Central & Peninsular Railroad Company, vs. Plff in Error W. N. Reynolds, Com. Stollen vs. etal. Mr. N. B. Leman, of counsel for the defendant in error, submitted to the consideration of the Court a motion to advance this cause.

494. Alfred V. Booth, vs. Plff in Error, The People of the State of Illinois. Mr. Frederic D. McKenney, in behalf of counsel for the plaintiff in error, submitted to the consideration of the Court a motion to advance this cause.

561. Charles N. Colton, vs. Petitioner James L. Raymond. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Frederic D. McKenney, Mr. Wayne MacVeagh, and Mr. J. [illegible]

and Mr. E. C. James and Mr. John L. Hill, in opposition thereto.

1165. The Board of County Commissioners of Meade County, Kansas, Petitioners, vs. Anna Corning

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. S. S. Ashbaugh, in support of the same, and Mr. W. F. Hutchings, in opposition thereto.

533. Pablo Maese et al., Appellants, vs. Binger Hermann, Commissioner General Land Office et al.

Mr. Fred Beall, of counsel for the appellants, submitted to the consideration of the Court a motion to advance this cause.

554. John E. Hanifen, trading as John E. Hanifen & Co., Petitioner, vs. Edward A. Price et al

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. H. P. Preble, Jr., in support of the same, and Mr. Edmund Wetmore, in opposition thereto.

The Security Trust Co, as Administrator &c,
540. vs. Petitioner,
The Black River National Bank of Lowville.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. A. B. Browne and Mr. E. S. Dumont, in support of the same, and Mr. Edward C. Stringer, in opposition thereto.

Helen M. Gridley,
330. vs. Plff in Error,
The Thousand Island Park Association,

In Error to the Supreme Court of the State of New York.

This cause having been called to the attention of the Court by Mr. William Henry Dennis, of Counsel for the plaintiff in error, and a stipulation of Counsel to dismiss the writ of error in this cause having been filed, Therefore, in pursuance of said stipulation, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Fuller,

The Cripple Creek Gold Mining Co, et al.
218. vs. Plffs in Error,
The Matoa Gold Mining Co.

It is ordered by the Court that this cause be, and the same is hereby, continued,

per stipulation of counsel.

Samuel P. Davis,
vs. Plff in Error,
2446. J. A. Magoun, Jr. Treasurer,
of Woodbury County, Iowa

In Error to the Supreme Court of the State of Iowa

It appearing to the Court that an authority of counsel for the plaintiff in error to dismiss the writ of error in this cause has been filed, Therefore, in pursuance of said authority, It is hereupon ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

The Put-in-Bay Water Works,
Light & Railway Company,
vs. Appellant,
332. Charles H. Ryan et al

This cause was submitted to the consideration of the Court, pursuant to the 3rd rule, on the record and printed arguments by Mr. J. B. Foraker, of counsel for the appellant, and Mr. J. K. Hamilton and Mr. William C. Cochran, of counsel for the appellees.

B. F. Thompson,
vs. Appellant,
144. D. M. Ferry et al.,

This cause was submitted to the consideration of the Court on the record and print-

Monday, February 25th, 1901, Continued.

for the appellant, and Mr. G. W. Kretzinger, of counsel for the appellee.

253. Pin Kwan, Petitioner, vs. The United States. On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered and adjudged by this Court that the writ of certiorari, in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Fuller.

254. Ping Yik, Petitioner, vs. The United States. On writ of certiorari, to the United States Circuit Court of Appeals for the Second Circuit.

This cause having been called for hearing in its regular order, and it appearing to this Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered and adjudged by this Court that the writ of certiorari, in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Fuller.

449. The United States, Appellant, vs. Pin Kwan, } Appeal from the District Court of the United States for the Northern District of New York

This cause having been called to the attention of the Court by Mr. Assistant Attorney General, Beck, of counsel for the appellant, and he having moved the Court to dismiss this appeal, Therefore, in pursuance of said motion, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby dismissed

Per Mr. Chief Justice Fuller,

450. The United States, Appellant, vs. Ping Yik } Appeal from the District Court of the United States for the Northern District of New York

This cause having been called to the attention of the Court by Mr. Assistant Attorney General Beck, of counsel for the appellant, and he having moved the Court to dismiss this appeal, Therefore, in pursuance of said motion, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby dismissed.

Per Mr. Chief Justice Fuller

Ex parte In the matter of Theodore Dueen et al., } The argument of this cause was

Mr. Walter D. Davidge, Jr. of counsel for the petitioners, continued by Mr. A. S. Worthington, of counsel for the respondents, and concluded by Mr. Walter D. Davidge, of counsel for the petitioners.

390. William B. Dinsmore et al., Petitioners, vs. The Southern Express Co., et al. The argument of this cause was commenced by Mr. William K. Miller, of counsel for the petitioners, continued by Mr. J. M. Tindell, of counsel for the respondents, and concluded by Mr. Frank K. Miller, of counsel for the petitioners.

498. Margaret French et al., Plffs in Error, vs. The Barber Asphalt Paving Co.
411. The City of Detroit et al., Appts, vs. Kalzemond A. Paxton,
214. The Town of Tonawanda et al., Appts, vs. James B. Lyon,
378. Mortimer Webster, Plff in Error, vs. The City of Chicago et al.
350. John L. Shumate, Plff in Error, vs. August Newman
508. Cass Farm Co., (Limited), et al, Plffs in Error, vs. The City of Detroit

It is ordered by the Court that four hours be, and the same is hereby, allowed counsel on each side for the argument of these Cases.

The argument of these Cases was commenced by Mr. Henry N. Ess, of counsel for French et al.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Tuesday, February 26th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal,
James D. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. M. Wilson it is ordered that Clarence W. Dewight, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Julius Kahn it is ordered that Franklin Brooks, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The State of Minnesota, Complainant, vs. Ethan Allen Hitchcock, Secretary of the Interior, et al., Defendants. On motion of Mr. Assistant Attorney General Van Devanter, of Counsel for the defendants, It is ordered by the Court that leave be, and the same is hereby, granted to file an agreed Statement of facts herein, and that this cause be, and the same is hereby, assigned for argument on Monday, October 28th next, after the cases heretofore assigned for that day.

Ex parte. In the matter of Alexander McKenzie, Petitioner. Mr. J. M. Wilson of Counsel for the petitioner, submitted to the Consideration of the Court a motion for leave to file a petition for writs of habeas corpus and certiorari, and a motion that petitioner be admitted to bail pending the hearing of said petition.

498. Margaret French et al., Plffs in Error, vs. The Barber Asphalt Paving Co.
411. The City of Detroit et al., Appts, vs. Ralzemond A. Fowler.
214. The Town of Tonawanda et al., Appts, vs. James B. Lyon.
378. Mortimer Webster, Plff in Error, vs. The City of Fargo et al.
550. John L. Shumate, Plff in Error, vs. August Heman.
508. Cue Farm Co., Limited, et al., Plffs in Error, vs. The City of Detroit.

The argument of these cases was continued by Mr. Henry N. Ess of Counsel for the

Mr. William C. Searle, of counsel for The Barber Asphalt Paving Co., Mr. T. E. Tarsney, of Counsel for The City of Detroit et al., Mr. Edbridge P. Bacon, of counsel for Parker, Mr. John Cunneen, of counsel for The Town of Tonawanda et al., and Mr. Tracy C. Becker, of counsel for Dyer.)

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock M.

Wednesday, February 27th, 1901.

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. P. C. Tarney it is ordered that Edgar J. Adams, Esquire, of Grand Rapids, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George C. Neard it is ordered that Jerry L. Studabaker, Esquire, of English, State of Indiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

1498. Margaret French et al, Pffs in Error, vs. The Parker Russell Mining Co.
1111. The City of Detroit et al Appts vs. Nathaniel H. Carter,
214. The Town of Tonawanda et al, Appts, vs. James M. V[illegible]
378. Mahlon Webster, Pff in Error, vs. The City of Fargo et al,
550. John L. Shumate, Pff in Error, vs. August Heman,
551. Case Farm Co, Limited, et al, Pffs in Error, vs. The City of Detroit,

The argument of these cases was continued by Mr. Tracy C. Becker, of counsel for Lyon, Mr. Seth Newman, of counsel for Webster, Mr. G. B. Webster, of counsel for Shumate, Mr. Robert E. Collins and Mr. David Goldsmith, of counsel for Heman, Mr. Henry M. Campbell, of counsel for Case Farm Co, Limited, et al, and concluded by Mr. C. D. Joslyn, of counsel for The City of Detroit, and a printed argument was submitted by Mr. S. B. Pinney, of counsel for the City of Fargo et al.

106. Charles F. Champion, Appellant, vs. John C. Ames, U. S. Marshal. The argument of this cause was commenced by Mr. Moritz Rosenthal, of counsel for the appellant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, February 28th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William E. Mason it is ordered that Joseph A. O'Donnell, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James M. Beck it is ordered that Frank C. Hubbard, Esquire, of Columbus, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Charles T. Champion, Appellant, vs. John C. Amos, U.S. Marshal. The argument of this cause was continued by Mr. Moritz Rosenthal, of counsel for the appellant, and Mr. Assistant Attorney General Beck, of counsel for the appellee, and concluded by Mr. William D. Guthrie, of counsel for the appellant, and leave was granted counsel for the appellant to file a supplemental brief on or before March 5th and to counsel for the appellee to file a reply thereto.

The State of Minnesota, Appellant, vs. C. N. Brundage, This cause was argued by Mr. W. A. Douglas, of counsel for the appellant, and Mr. William D. Guthrie, of counsel for the appellee.

Antone Marks, Plaintiff in Error, vs. D. M. Shoup This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. W. W. Dudley and Mr. L. P. Richener, of counsel for the plaintiff in error, and Mr. S. M. Stockslager and Mr. George C. Ward, of counsel for the defendant in error.

Proclamation being made the Court is adjourned

Friday, March 1st, 1901.

Pursuant to adjournment the Court met t
day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown, Associat
George Shiras, Jr., Justice
Edward D. White
Rufus W. Peckham
Joseph McKenna
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is open

On motion first made to the Court in this beha
by Mr. Matthew G. Reynolds it is ordered tha
Benjamin L. McKinley, Esquire, of San Fran
cisco, State of California, and John Wood, E
quire, of Huron, State of South Dakota, be a
mitted to practice as attorneys and counsel
of this Court and they were sworn according

133 Joel Parker Whitney et al., Appellants, vs. The United States et al. This cause was argued by Mr. John N. Knabe of Counsel for the appellants, and Mr. Matthew G. Reynolds, o Counsel for the appellees

37. T. Walter Beam et al., vs Gustav H. Schwab. (Appellants.) By reargument of this cause was commenced by Mr. Edmund F. Richardson, of Counsel for the appellants.

Proclamation being made the Court is adjourned until Monday next at eleven o'clock A.

Monday, March 4th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

The Chief Justice announced that the Court would take a recess for the purpose of attending the inauguration of the President of the United States.

The oath of office was administered to the Honorable William McKinley as President of the United States by The Chief Justice and the Court reconvened.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, March 5th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown, } Associate
George Shiras, Jr., } Justices
Edward D. White
Rufus W. Peckham
Joseph McKenna

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Calvin Goodwin Swafford, Esquire, of Iroquois, State of South Dakota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. N. S. Boutell it is ordered that George A. Carpenter, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles A. Moore it is ordered that Louis N. Bourne, Esquire, of Asheville, State of North Carolina, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. V. Quarles it is ordered that T. R. Bentley, Esquire, of Baraboo, and William G. Wheeler, Esquire, of Janesville, State of Wisconsin, be admitted to practice as attorneys and Counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. M. Wilson it is ordered that Alston G. Dayton, Esquire, of Philippi, State of West Virginia, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. D. McKenney it is ordered that Hervey Bryan Hicks, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Monroe it is ordered that David L. Withington, Esquire, of San Diego, State of California, be admitted to practice as an attorney

and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. F. Shafroth it is ordered that Wiley E. McKelle, Esquire, of Denver, State of Colorado, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. M. Campbell it is ordered that William J. Gray, Esquire, of Detroit, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas N. Clark it is ordered that James B. Kilsheimer, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George F. Hoar it is ordered that Charles S. Innes and John A. Sullivan, Esquires, of Malden, State of Massachusetts, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

Clarence W. Hobbs, and George A. Craig & Jamie L. Proudly, Executors of Richard Sugden, deceased, Petitioners. vs. Fred A. Beach. On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

134. 116.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Massachusetts.

Per Mr. Justice Brown.

H. Druilla Mitchell, Petitioner, vs. The First National Bank of Chicago. On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

145. 491.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United St

Circuit Court of Appeals in this cause be, and the same is hereby reversed with costs; and that the judgment of the Circuit Court of the United States for the District of Connecticut be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court.

Per Mr. Justice Harlan.

W. W. Cargill Company, In Error to the
vs. Supreme Court
W. Riffin Error, of the State of
The State of Minnesota et al Minnesota,
The Railroad and Warehouse
Commission.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Harlan.

The City of Detroit et al, On consideration
vs. Appellants, of the motion to
The Detroit Citizens Street advance this cause,
Railway Company. it is now here ordered by the Court

granted, and the cause assigned for argument on Monday, October 28th next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

1163. The Florida Central & Peninsular Railroad Company, Plff in Error, vs. W. A. Reynolds, Comptroller &c., et al.

On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, October 28th next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

1494. Alfred V. Booth, Plff in Error, vs. The People of the State of Illinois.

On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, October 28th next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

593. Pablo Mauso et al., Appellants, v. Binger Hermann, Commissioner of the General Land Office, et al

On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause reassigned for argument on Monday, October 28th. next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller,

465. The Board of County Commissioners of Meade County, Kansas, Petitioner., v. Anna Corning.

On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of Certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby denied.

Per Mr. Chief Justice Fuller,

The Security Trust Company, as Administrator of the Estate of Sumner H. Mattison, deceased,
vs. Petitioner,
The Black River National Bank of Lowville.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

546.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

Franklin S. Buell,
vs. Petitioner,
The Farmers Loan & Trust Company et al.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

542.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

554. John E. Hanifen, trading as John E. Hanifen & Company, vs. Edward A. Price, Francis H. Inloes, and Peter B. Worrall, trading as Fred. Butterfield & Co. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari, herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

558. Henry L. Ward, Treasurer, vs. Edward Joslin. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari, herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

560. The Southern Pine Company, Petitioner, vs. Mrs. Olivia B. Hall. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

561. Charles N. Colton, Petitioner, vs. James D. Raymond, On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

572. Hugo L. Miller et al. vs. The United States. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

573. The United States, Petitioner, vs. Rudolph C. Hafer. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

575.	Arthur E. Mueller, Trustee in bankruptcy of Edward B. Nugent, bankrupt, Petitioner, vs. William P. Nugent.	On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

(per Mr. Chief Justice Fuller.)

186.	The United States, Appellant, vs. The Southern Pacific R. R. Co. et al	On motion of Mr. Solicitor General Richards, It is ordered by the Court that this cause be, and the same is hereby, passed.

278.	Homer Bird, Plaintiff in Error, vs. The United States.	On motion of Mr. Solicitor General Richards, leave is hereby granted the Clerk to issue the mandate in this cause.

415. The Interstate Commerce Commission, vs. Appellant, The Chicago, Burlington & Quincy Railroad Co. et al.

Mr. Solicitor General Richards submitted to the consideration of the Court a motion to advance this cause.

574. The United States, vs. Petitioner, Lucius Beebe & Sons

The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Solicitor General Richards, in support of the same, and leave was granted counsel for the respondents to file brief in opposition thereto within three days.

570. The Knights Templars and Masons Life Indemnity Co. vs. Petitioner, Rosa B. Jarman

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Hervey Bryan Hicks and Mr. S. S. Gregory, in support of the same, and Mr. Frederick A. Bacon, in opposition thereto.

298. The Pacific Coast Steamship Co., vs. Plff in Error, Hans Chr. Carle et ux.

The motions to dismiss or affirm in this cause

to the consideration of the Court on the record and a printed argument by Mr. J. J. Darlington, in support of the same.)

453. Helena Building & Loan Association, Plff in Error, vs. David H. Baugh.) Mr. H. H. Robeson, in behalf of Counsel for the Plaintiff in Error, submitted, to the consideration of the Court a motion to advance this Cause.)

520. W. O. A. McFaddin et al., Plffs in Error, vs. Evans-Snider-Buel Co. Mr. Williams & Mr. Springer, in behalf of Counsel, submitted to the consideration of the Court a motion to advance this Cause.

904. The Reloj Cattle Company, Appellant, vs. The United States. It is ordered by the Court that these Cases be and they are hereby continued until the next term, per stipulations of Counsel.

250. Santiago Ainsa, Admr., Appellants vs. The United States.

57. T. Waller Beam et al., Appellants, vs. Gustav A. Schwab.) The reargument of this cause was continued by Mr.

of counsel for the appellants, and Mr. Henry S. Rogers, of counsel for the appellee, and concluded by Mr. Edmund F. Richardson, of counsel for the appellants.

162. The Mountain View Mining and Milling Company, Appellant, vs. W. D. McFadden et al. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. W. B. Heyburn and Mr. L. A. Doherty, of counsel for the appellant, and Mr. A. B. Browne, Mr. Alexander Britton, and Mr. W. F. Stoll, of counsel for the appellees.

163. Railroad Equipment Co., vs. Southern Railway Co., et al. Appellant, The argument of this cause was commenced by Mr. Tully R. Cornick, of counsel for the appellant, and continued by Mr. Leon Jourolman, of counsel for the appellees.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, March 6th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice.
Horace Gray
Henry B. Brown
George Shiras, Jr., Associate
Edward D. White Justices
Rufus W. Peckham
Joseph McKenna

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. V. Quarles it is ordered that C. C. Gittings, Esquire, of Racine, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that Jere Clemens King, Esquire, of Huntsville, State of Alabama, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf

T. Sanford, Esquire, of Knoxville, State of Tennessee, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Tully R. Cornick it is ordered, that B. G. McKenzie, Esquire, of Dayton, State of Tennessee, be admitted to practice as an attorney and Counsellor of this Court and, he was sworn accordingly.

On motion first made to the Court in this, behalf by Mr. E. V. Brookshire it is ordered, that Charles B. Younger, Esquire, of Santa Cruz, State of California, be admitted to, practice as an attorney and Counsellor, of this Court and he was sworn accordingly.

535. The American Sugar Refining Company, Petitioner, vs. The City of New Orleans.

On motion of Mr. Thomas A. Clark, in behalf of Counsel It is ordered by the Court that the return to the rule to show cause herein be, and the same is hereby, assigned for argument on Monday the 18th instant.

163. Railroad Equipment Co., Appellant, vs. Southern Railway Co., et al. The argument of this cause was continued by Mr. Leon Jourolman and Mr. W. A. Henderson, of counsel for the appellees, and concluded by Mr. Pulley R. Cornick, of counsel for the appellant.

164. Pennsylvania Company and Pittsburgh, Fort Wayne & Chicago Railway Company, Plffs in Error, vs. City of Chicago, John J. Badenoch, Thomas J. Doyle & Walter Dawn. In Error to the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and it appearing to the Court, from the statement of counsel for the plaintiff in error heretofore filed that this Court is without jurisdiction herein, Therefore, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller

165. Brown, Manzaneres & Co., vs. Aff'in Error
Francisco Chavez, Jd.
Brown & Manzaneres Co., vs. Appellant,
Francisco Chavez, Jd.
247.

These cases were argued by Mr. B. S. Rodey, of counsel for the defendant in error and appellee, and submitted on a printed argument by Mr. W. B. Childers, of counsel for the plaintiffs in error and appellant.

166. The Homer Ramsdell Transportation Co., vs. Aff'in Error,
La Compagnie Generale Trans. Atlantique,

This cause was argued by Mr. William H. Harris, of counsel for the plaintiff in error, and Mr. Edward K. Jones, of counsel for the defendant in error.

168. Frank X. Werling et al., vs. Aff'in Error,
Emily C. Ingersoll et al.

This cause was argued by Mr. Howard M. Snapp, of counsel for the plaintiffs in error, and submitted, on a printed argument by Mr. William M. Springer, of counsel for the defendants in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock M.

Thursday, March 7th., 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable, Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer.
Henry B. Brown Associate
George Shiras, Jr., Justices.
Edward D. White
Rufus W. Peckham
Joseph McKenna

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Hampton L. Carson it is ordered that William Mac Lean, Jr., Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf, by Mr. Melville Church it is ordered that William G. Doolittle, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and, he was sworn accordingly.

Thursday, March 7th, 1901, Continued.

On motion first made to the Court in this behalf by Mr. Moses E. Clapp it is ordered that John E. Snyder, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

169. Herschel S. Hankins et al., Pltffs in Error, vs. The City of Asheville.

This cause was argued by Mr. Charles A. Moore, of counsel for the plaintiffs in error. The Court declined to hear counsel for the defendant in error.

171. Eleanor A. H. Magruder, Appellant, vs. George A. Armes et al.

This cause was argued by Mr. Jackson H. Ralston, of counsel for the appellees, and submitted on a printed argument by Mr. Joseph J. Waters, of counsel for the appellant.

172. The District of Columbia, Pltff in Error, vs. Camden Iron Works.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Andrew B. Duvall and Mr. Clarence A. Brandenburg, of counsel for the plaintiff in error, and Mr. Samuel Maddox, of counsel

187. The Dayton Coal & Iron Company, Limited, vs. Plff in Error, T. A. Barlow. — On motion of Mr. P. L. Mansfield, of counsel for the plaintiff in error, It is ordered by the Court that this cause be, and the same is hereby, advanced and assigned for argument with No. 174, as one case.

174. The Knoxville Iron Co., vs. Plff in Error, Samuel Harbison. — These cases were argued by Mr. E. T. Sanford, of counsel for the plaintiff in error in No. 174, Mr. B. G. McKenzie, of Counsel for the defendant in error in No. 187, and Mr. P. L. Mansfield, of counsel for the plaintiff in error in No. 187, and submitted on a printed argument by Mr. John W. Green, of counsel for the defendant in error in No. 174, and leave was granted Counsel for the plaintiff in error in No. 174 to file an additional brief within five days.

187. The Dayton Coal & Iron Company, Limited, vs. Plff in Error, T. A. Barlow.

176. George A. N. Luhrs, vs. Appellant. William A. Hancock et al. — This cause was argued by Mr. A. S. Worthington, of counsel for one of the appellees, and submitted on a printed argument

177. The Texas & Pacific Railway Co, Plff in Error, vs. Emma Hamblen, Plaintiff in Error.

The argument of this cause was commenced by Mr. J. Dillon, of Counsel for the

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

256. J. M. Bear & Co. et al., Appellants, v. Robert C. Chase, Trustee. On motion of Mr. Henry A. M. Smith, of Counsel for the appellants, It is ordered by the Court that this cause be, and the same is hereby, continued until the next term.

183. The St. Paul Gaslight Co., Plaintiff in Error, v. The City of St. Paul. On motion of Mr. Moses E. Clapp, in behalf of counsel, It is ordered by the Court that this cause be, and the same is hereby, passed temporarily.

169.

202.

177.

Hezekiel S. Hawkins et al., Plffs in Error, vs. The City of Asheville. On motion of Mr. Charles A. Moore, of counsel for the plaintiffs in error, leave is hereby granted him to file an additional brief herein within five days.

John M. Murphy, Henry N. Kaufman and Lars Langeland, Co. County Commissioners of the County of Kidder, in the State of North Dakota, et al., Plffs in Error, vs. John Storey and The State of North Dakota. In Error to the Supreme Court of the State of North Dakota.

It appearing to the Court that an authority of counsel for the plaintiffs in error to dismiss the writ of error in this cause has been filed, it is therefore, in pursuance of said authority, this day ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

The Texas & Pacific Railway Co., Plff in Error, vs. Emma Humble. The argument of this cause was continued by Mr. John F. Dillon, of

plaintiff in error, and concluded by Mr. Oscar D. Scott, of counsel for the defendant in error.

178. Turret Steam Shipping Company, Limited, vs. Petitioner, A. G. Hall et al.

This cause was argued by Mr. J. Parker Kirlin, of counsel for the petitioner, and Mr. Arthur A. Russell, of counsel for the respondents.

181. Maximillian H. Fack, vs. Plff in Error, The United States.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Edwin Forrest, of counsel for the plaintiff in error, and Mr. Solicitor General Richards and Mr. Thomas A. Anderson of counsel for the defendant in error.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, March 11th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
Edward D. White
Rufus W. Peckham
Joseph McKenna, Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered, that Penrose V. Powderly, Esquire, of Scranton, State of Pennsylvania, and Lamar C. Quintero, Esquire, of New Orleans, State of Louisiana, be admitted to practice as attorneys and counsellors of this Court and they severally were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alexander Pope Humphreys it is ordered that John L. Dodd, Esquire, of Louisville, State of Kentucky, and Nelson S. Spencer, Esquire, of New York City, be admitted to prac-

and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that Thomas A. Hopkins, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alexander Wolf it is ordered that Abraham F. Gilbert, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William John Miller it is ordered that Charles Francis Carusi, Esquire, of Washington District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that John Chapman, Esquire, of Los Angeles; Christian Linkenbach, Esquire, of Bakersfield; and Frank H. Short, Esquire, of Fresno, State of California, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

Monday, March 11th, 1901, Continued.

67. A. L. Johns, W. A. Daggs, R. E. Daggs and A. J. Daggs, -vs- James Wilson. Appeal from the Supreme Court of the Territory of Arizona.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Arizona, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brown.

415. The Interstate Commerce Commission, -vs- The Chicago, Burlington & Quincy Railroad Company et al. Appellant. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby granted, and the cause assigned for argument on Monday, October 28th next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

1453. Eastern Building & Loan Association of Syracuse N.Y., vs. Pfff in Error. David W. Ebaugh. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

520. W. P. A. McFaddin et al., vs. Pfffs in Error, Evans Snider Buel Co. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

570. The Knights Templars and Masons Life Indemnity Co., vs. Petitioner, Rosa B. Jarman. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

374. The United States, Petitioner, vs. Lucius Barber et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

169. Hershel S. Hankins, Ambrose A. Featherstone et al., Plffs in Error, vs. The City of Asheville. In Error to the Supreme Court of the State of North Carolina.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of North Carolina, and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Fuller.

298. The Pacific Coast Steamship Company, Plff in Error, vs. Hans Chr. Pande and Dina, Pande, his wife. In Error to the District Court of the United States for the District of Alaska.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Alaska, and on motions to dismiss or affirm, which were argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

93. Henry L. Mitchell, Governor of the State of Florida, William D. Bloxham, Comptroller of the State of Florida, et al., Appellants, vs. Charles M. Turman, Administrator of Charles M. Turman, deceased, et al. Appeal from the Circuit Court of the United States for the Southern District of Florida.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Florida, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs, and that this

be, and the same is hereby, remanded to the said Circuit Court with a direction to dismiss the bill.

Per Mr. Chief Justice Fuller,
Dissenting:
Mr. Justice Shiras and
Mr. Justice Peckham.

583. Edward H. Clarke, vs. Wilbur Larremore, Trustee. Petitioner. The petition for a writ of certiorari, herein was submitted to the consideration of the Court on printed arguments by Mr. S. Livingston Samuels and Mr. George Bell, in support of the same, and Mr. Nelson S. Spencer, in opposition thereto.

585. Thomas L. Sloan, vs. The United States. Appellant, On motion of Mr. J. M. McGowan, of counsel, for the appellant, It is ordered by the Court that this cause be, and the same is hereby, advanced pursuant to the 33d Rule.

591. George H. Grimes, vs. George Allen. Petitioner, The petition for a writ of certiorari, herein, was submitted to the consideration of the Court on printed arguments by Mr. E. W. Bradford, Mr. Chester Bradford and Mr. W. H.

J. Kay, in opposition thereto.

196. The John Hancock Mutual Life Insurance Co., Plff in Error, vs. William M. Warren. (This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. George L. Rash, Mr. W. Z. Davis, and Mr. Louis G. Addison, of counsel for the plaintiff in error, and Mr. William D. Jones, of counsel for the defendant in error.)

179. Calvin Hood, Plff in Error, vs. J. B. Wallace, Receiver &c. (These cases were argued by Mr. C. N. Henry, of counsel for the plaintiff in error, and Mr. William C. Cochran, of counsel for the

180. C. J. Lanby, Plff in Error, vs. J. B. Wallace, Receiver &c. defendant in error.)

190. Eastern Building & Loan Association of Syracuse, N.Y., Plff in Error, vs. Lawrence S. Welling et al. (This cause was argued by Mr. William Hepburn Russell, of counsel for the plaintiff in error, and Mr. Henry A. M. Smith, of counsel for the defendants in error.)

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, March 19th, 1901.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Horace Gray
Henry B. Brown
Geo. Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. H. E. Sokell it is ordered that Joseph C. Helm, Esquire, of Denver, State of Colorado, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William B. Jones it is ordered that John D. Jones, Esquire, of Delaware, State of Ohio, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

146. The John Hancock Mutual Life Insurance Company, Plff in Error, vs. William M. Warren. On motion of Mr. William B. Jones, of counsel for the defendant in error, it is ordered by the Court that the submission of this cause be, and the same is hereby, set aside. It is further ordered by the Court that the cause be, and the same is hereby, assigned for argument after Case No. 201.

203. James C. Jordan, Appellant, vs. Eben D. Jordan et al., Executors and Trustees of Eben D. Jordan, Sr., deceased. Appeal from the Circuit Court of the United States for the District of Massachusetts.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is, hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

141. Jetty Simon, Plff in Error, vs. John N. Craft. This cause was argued by Mr. Harry P. Smith, of counsel for the plaintiff in error, and by

Mr. H. Pillans, of Counsel for the defendant in error.

197. The German National Bank et al., vs. A. J. Speckert et al. Appellants,

This cause was argued by Mr. Alexander Pope, Humphrey, of Counsel for the appellants, and Mr. John L. Dodd, of Counsel, for the appellees.

198. The International Navigation Company, vs. Farr & Bailey Manufacturing Company. Petitioner,

The argument of this cause was commenced by Mr. J. Rodman Paul, of Counsel, for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock M.

Wednesday, March 13th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol

Present,

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Horace Gray
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

On motion first made to the Court in this behalf by Mr. C. E. Magoon it is ordered that J. W. Deweese, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

906. The Southern Railway Company, Appellant, vs. The City of Memphis et al. Appeal from the United States Circuit Court of Appeals for the Sixth Circuit.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to [illegible]

of the record. It is therefore, in pursuance of the tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed, with costs.

Per Mr. Chief Justice Fuller.

193. The International Navigation Company, vs. Petitioner
Starr & Baily Manufacturing Company.

The argument of this cause was continued by Mr. J. Rodman Paul, of counsel for the petitioner, and Mr. John F. Lewis, of counsel for the respondent, and concluded by Mr. J. Rodman Paul, of counsel for the petitioner.

194. The Supreme Lodge Knights of Pythias of the World, vs. Plff in Error.
Lillian A. Beck

This cause was submitted to the consideration of the Court on the record, and printed arguments by Mr. Carlos S. Hardy, of counsel for the plaintiff in error, and Mr. C. B. Nolan, of counsel for the defendant in error.

195. The Calhoun Gold Mining Co., vs. Plff in Error,
The Ajax Gold Mining Co.,

The argument of this cause, was commenced

So Kelly, of counsel for the plaintiff in error, and, continued by Mr. Joseph C. Helm, of counsel, for the defendant in error.)

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, March 11th 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.
John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Guy Underwood it is ordered that Ira B. Mills, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

195. The Calhoun Gold Mining Co., Plff in Error, vs The Ajax Gold Mining Co.

The argument of this cause was continued by Mr. Joseph C. McKenna, of counsel for the defendant in error, and concluded by Mr. H. E. Sokelle, of counsel for the plaintiff in error.

Mr. Attorney General Griggs addressed the Court as follows:

If your honors please, it is my sad duty to convey to the Court the intelligence of the death of the Honorable Benjamin Harrison, of Indiana, which occurred at his home in Indianapolis yesterday. He was President of the United States from 1889 to 1893, and most distinguished as a citizen and a statesman, as a soldier, and a practitioner at the bar of this Court. Out of respect to his memory I move that the Court now adjourn until tomorrow.

The Chief Justice responded:

The Court fully shares in the national sorrow, and sympathizes with the suggestion which has just been made.

The great services to his country rendered by this distinguished soldier, statesman, and citizen; the exalted offices so worthily filled by him; his conceded eminence at the bar; his private virtues; make recognition of the loss sustained in his death involuntary and universal.

As a mark of respect to the memory of Benjamin Harrison, the Court will now adjourn until tomorrow at the usual hour.

Proclamation being made the Court is adjourned until tomorrow at ten o'clock.

Friday, March 15th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles A. Ray it is ordered that Daniel A. Edwards, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

195. The Calhoun Gold Mining Co., Plff in Error,
vs.
The Ajax Gold Mining Co

On motion of Mr. W. E. Sackville, of Counsel for the Plaintiff in error, leave is hereby granted him to file a supplemental brief herein within four days.

148. The People of the State of Illinois ex rel. George Hunt, Attorney General, vs. Appellant, Illinois Central Railroad Company et al.

This cause was argued by Mr. John N. Hamline of counsel for the appellant, and Mr. John N. Jewett and Mr. B. F. Ayer of counsel for the appellees. (The Chief Justice did not sit in this case.)

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, March 18th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered, that Charles Cavender, Esquire, of Leadville, State of Colorado, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. O. H. Platt it is ordered that Charles Phelps, Esquire, of Rockville, State of Connecticut, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by

Poppenhusen, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

27. Li Sing, vs. The United States. Petitioners, } On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of New York.

Per Mr. Justice Shiras.

167. The Board of Commissioners of Wilkes County et al., vs. N. N. Eden & Company. } Appellants, On certificate from the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by Counsel.

this Court that the Circuit Court of the United States should have regarded the decisions of the Supreme Court of North Carolina in Bank v. Commissioners; Commissioners v. Skuggs; Rodman v. Washington; Commissioners of Wilkes County v. Call; Commissioners v. Payne, referred to in the first clause of section, as controlling upon the inquiry whether the legislative enactments of 1868, 1879, and 1881 were passed in such manner as to become, under the Constitution, laws of the State.

2. That the rights of the parties in this case are determinable by the laws of the State, as it was declared by the State Court to be, at the time the bonds here involved were made in the name of the County and put upon the market.

Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

(per Mr. Justice [illegible])

159. The State of Minnesota, Appellant, v. C. N. Brundage. Appeal from the Circuit Court of the United States for the District of Minnesota.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Minnesota, and was

It is now here ordered, adjudged, and decreed, by this Court that the order of the said Circuit Court in this cause be, and the same is hereby reversed with Costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to dismiss the application for a writ of habeas corpus, without prejudice to a renewal of it when the appellee shall have exhausted the remedies provided by the State for a review of the judgment of the Municipal Court of Minneapolis.

per Mr. Justice Harlan.

The Chief Justice announced that the Court would take a recess from Monday the 25th instant to Monday April 8th next.

171. Eleanor A. N. Magruder, Plff in Error, vs. George A. Armes, Jackson N. Ralston, Frederick L. Siddons et al. In Error to the Court of Appeals of the District of Columbia;

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Justice Brewer.

1441. B. F. Thompson, Appellant, vs. D. M. Ferry, Simon J. Murphy, and Charles L. Brown. Appeal from the Supreme Court of the Territory of Arizona.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Arizona, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, affirmed, with costs.

Per Mr. Chief Justice Fuller.

583. Edward A. Clarke, Petitioner, vs. Wilbur Larremore, Trustee in bankruptcy of Raymond W. Kenney, Bankrupt. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

591. George W. Grimes, Petitioner, vs. George Allen. On petition for a writ o to the United States Cir of Appeals for the Seven

On consideration of the petition for a writ of e herein to the United States Circuit Court of A for the Seventh Circuit, and of the argum Counsel thereupon had, as well in supp as against the same, It is now here ord the Court that said petition be, and the s hereby, denied.

Per Mr. Chief Justice F

146. The Carnegie Steel Company, Limited, Petitioner, vs. The Cambria Iron Company. It is ord the Court this cause and the s hereby re

to the docket for reargument.

Per Mr. Chief Justice Fu

181. Maximillian N. Falk, Plaintiff in Error, vs. The United States. It is ordered b Court that lea and the same hereby, grant

Counsel in this cause to submit briefs the question of the jurisdiction of this within five days if they shall be so re

Per Mr. Chief Justice Ful

Monday, March 18th, 1901. Continued.

318. Louis Auguste Marande et al., Plffs in Error, vs. The Texas & Pacific Railway Co. Mr. Thomas A. Clark, in behalf of counsel, submitted to the consideration of the Court a motion, to advance this cause and assign the same for argument immediately after cases Nos. 307 and 308.

593. Illinois Central Railroad Company, Petitioner, vs. Ernest Tutt, by John Tutt, guardian. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. William A. Maury, Mr. J. M. Dickinson, and Mr. Edmund F. Trabue, in support of the same.

215. R. Rasmussen, Plff in Error, vs. The State of Florida. This cause was submitted to the consideration of the Court on the record, and printed arguments by Mr. Arthur Brown and Mr. Henry P. Henderson, of counsel for the plaintiff in error, and Mr. Samuel H. Hays, of counsel for the defendant in error.

The American Sugar Refining Company,
vs. Petitioner,
The City of New Orleans.

The return to the rule to show cause, herein was argued by Mr. Jos. P. H. Carroll, of counsel for the petitioner, and submitted on a printed argument by Mr. Samuel L. Gilmore, of counsel for the respondent.

199. Fred. A. McMaster, Adm'r &c.,
vs. Petitioner.
The New York Life Insurance Company,

This cause was argued by Mr. Henry J. Taylor, of counsel for the petitioner, and Mr. H. E. Odell and Mr. Frederic D. McKenney, of counsel for the respondent.

200. The National Bank of Dangerfield,
vs. Plff in Error,
G. W. Rayland.

This cause was submitted to the consideration of the Court on the record and a printed argument by Mr. James Turner, of counsel for the plaintiff in error. No brief filed on behalf of the defendant in error.

201. Thomas F. Tirrell et al.,
vs. Plffs in Error,
The West Chicago Park Commissioners.

The argument of this cause was commenced by Mr. George M. Wilson, of counsel for the plaintiffs in error

Tuesday, March 19th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James A. McKenney, Clerk.

Proclamation being made the Court is opened.

201. Thomas F. Farrell et al., Plffs in Error, vs. The West Chicago Park Commissioners.

The argument of this cause was continued by Mr. George W. Wilbur, of counsel for the plaintiffs in error, and Mr. R. A. Childs, of counsel for the defendants in error, and concluded by Mr. George W. Wilbur, of counsel for the plaintiffs in error. Leave was granted counsel for the plaintiffs in error to file an additional brief on or before the 25th instant and to counsel for the defendants in error to file an additional brief on or before the 27th instant.

Tuesday, March 19th, 1901, Continued.

196. The John Hancock Mutual Life Insurance Co. vs. Plff in Error, William M. Warren. This cause was argued by Mr. John S. Jones, of Counsel for the defendant in error, and submitted on a printed argument by Mr. George K. Nash, Mr. H. J. Davis and Mr. Louis L. Addison, of Counsel for the plaintiff in error.

207. Henry M. Baker, vs. Petitioner, Horace S. Cummings. The argument of this cause was commenced by Mr. Clarence A. Brandenburg, of Counsel for the petitioner, and continued by Mr. Holmes Conrad, of Counsel for the respondent.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, March 20th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George A. Noyes it is ordered that Jerome Reynolds North, Esquire, of Green Bay, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Caid it is ordered that Francis G. Caffey, Esquire, of Montgomery, State of Alabama, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

534. R. S. Hubbard, as Treasurer of Cuyahoga County, -vs- Appellant, The Mercantile National Bank of Cleveland, et al.

Mr. Henry M. Hoyt, in behalf of counsel, suggested the expiration of the term of office of R. S. Hubbard, as Treasurer of Cuyahoga County and the election and qualification of Marcellus A. Lander ex, his successor, and moved the Court to make the said Marcellus A. Lander, as Treasurer of Cuyahoga County, the party appellant in this cause. Whereupon. It is now here ordered by the Court that the said Marcellus A. Lander, as Treasurer of Cuyahoga County, be, and he is hereby, made the party appellant herein, per stipulation of counsel.

248. Albert A. Waite -vs- Petitioner, The City of Santa Cruz

On motion of Mr. Crammond Kennedy, in behalf of counsel, It is ordered by the Court that this cause be, and the same is hereby, passed subject to the provisions of section 7 of Rule 16.

219. The Sorosis Fruit Co., -vs- Appellant, E. B. Bills, Trustee of the estate of E. B. Howard, a bankrupt.

Appeal from the Circuit Court of the United States for the Northern District of California.

This cause having been called for hearing in its regular order, and it appearing to the Court that

the record. It is therefore, in pursuance of the tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed, with costs.

Per Mr. Chief Justice Fuller.

207. Henry M. Baker, Petitioner, vs. Horace S. Cummings. The argument of this cause was continued by Mr. Holmes Conrad, of counsel for the respondent, and concluded by Mr. Clarence A. Brandenburg, of counsel for the petitioner.

208. Wilson Brochus et al., Appellants, vs. Cassius B. Nelson. This cause was argued by Mr. Harrison Musgrave, of counsel for the appellants, and Mr. William F. Vilas, of counsel for the appellee.

209. Alejandro Barker et al., Plffs in Error, vs. J. Downey Harvey, Admr, et al.

210. Jesus Nieves, sometimes called Jesus Nuevo, et al., Plffs in Error, vs. J. Downey Harvey, Admr, et al. The argument of these cases was commenced by Mr. Shirley C. Ward, of counsel for the plaintiffs in error, and continued by Mr. David L. Withington, of counsel for the defendants in error.

Proclamation having been made, the Court adjourned to

Thursday, March 21st, 1901.

Pursuant to adjournment the Court met today at the Capitol

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown, Associate
George Shiras, Jr., Justices.
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Henry M. Hoyt it is ordered that Henry W. Rudd, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. K. Redington it is ordered that Joseph K. Steere, Esquire, of Sault Ste. Marie, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thaey L. Jeffords it is ordered that John F. Dewesse, Esquire, of Denver, State of Colorado, be admitted to practice as an attorney and counsellor of this Court and he was Sworn accordingly.

175. The American Sugar Refining Co., Petitioner vs. The United States

On motion of Mr. Assistant Attorney General Hoyt, in behalf of Counsel for the Petitioner It is ordered by the Court that this cause be, and the same is hereby, passed to be argued with Case No. 256

207. Allejandro Barker et al., Plffs in Error, vs. J. Downey Harvey, Admr, et al

210. Jesus Dueñas, sometimes called Jesus Cueva, et al., Plffs in Error, vs. J. Downey Harvey, Admr, et al

The argument of these Cases was continued by Mr. David L. Withington of Counsel for the defendants in error, and concluded by Mr. Assistant Attorney General Hoyt, of Counsel for the Plaintiffs in Error,

217. Charles N. Nutting, Plff in Error, vs. The Commonwealth of Massachusetts.

It is ordered by the Court that this cause, be, and the same is hereby passed on ac-

Thursday, March 21st, 1901, Continued.

183. The St. Paul Gaslight Co., Plaintiff in Error, vs. The City of St. Paul, Defendant in Error. This cause was argued by Mr. P. W. M. Cutcheon, of Counsel for the Plaintiff in error, and Mr. James D. Markham, of Counsel for the defendant in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock M.

Friday, March 22d, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court opened.

On motion first made to the Court in this behalf by Mr. Matthew G. Reynolds it is ordered that Andrew Foulds, Jr., Esquire, of Passaic, State of New Jersey, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

229. The United States, Appellants, vs. Juan Pedro Carmen. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Solicitor General Richards, Mr. Matthew G. Reynolds and Mr. William H. Pope,

Herring and Mr. Rochester Ford, of counsel for the appellee.

1117. Henry Lockhart, Plff in Error, vs. J. A. Johnson et al. This cause was argued by Mr. J. H. McGowan, of counsel for the plaintiff in error, and Mr. W. B. Childers, of counsel for the defendants in error.

916. The National Foundry and Pipe Works, Limited, Plff in Error, vs. Oconto City Water Supply Co. This cause was argued by Mr. George A. Noyes, of counsel for the plaintiff in error, and submitted on a printed argument by Mr. George L. Greene and Mr. Jerome R. North, of counsel for the defendant in error. Leave was granted counsel for the defendant in error to file an additional brief herein within one week.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened,

On motion first made to the Court in this behalf by Mr. W. C. Watts it is ordered that Matt. O'Doherty, Esquire, of Louisville, State of Kentucky, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

348. The Freeport Water Company, Plff in Error, vs. The City of Freeport. In Error to the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel. On consideration whereof, it is now ordered

and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice McKenna.,

Dissenting:
Mr. Justice White,
Mr. Justice Brewer,
Mr. Justice Brown and
Mr. Justice Peckham.

373 The Danville Water Company, In Error to the Supreme Court of the State of Illinois.
v.
The City of Danville.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed, with costs.

per Mr. Justice McKenna.,

Dissenting:
Mr. Justice White,
Mr. Justice Brewer,
Mr. Justice Brown and
Mr. Justice Peckham.

56. The Rogers Park Water Company, Plff in Error, vs. John B. Pingree. In Error to the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

Dissenting:
Mr. Justice White,
Mr. Justice Brewer,
Mr. Justice Brown and
Mr. Justice Peckham.

21. Josephine A. Throckmorton and Luke Devlin, Plffs in Error, vs. Washington D. Holt, William G. Sneed, Margaret Brennen et al. In Error to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by

here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Court of Appeals with directions to reverse the judgment of the Supreme Court of the District of Columbia and remand the cause to that Court with instructions to grant a new trial.

Per Mr. Justice Peckham.

Dissenting in part:
Mr. Justice Harlan,
Mr. Justice White and
Mr. Justice McKenna.
(Mr. Justice Brown concurs in the result.)

318. Louis Auguste Marande et al., vs. Jeffa in Error, The Texas & Pacific Railway Co. On consideration of the motion to advance this cause and assign the same for argument immediately after cases Nos. 307 and 308, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

Illinois Central Railroad Company, Petitioner, vs. Earnest Dill, by John Dill, Guardian.

No. 543.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

The Louisville & Nashville Railroad Company, Plff in Error, vs. The Commonwealth of Kentucky.

No. 93.

The Louisville & Nashville Railroad Company, Plff in Error, vs. P. R. Eubank & Co.

No. 108.

It is ordered by the Court that these cases be, and they are, hereby, restored to the docket for reargument, as one case, on Monday, October 28th next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

396. Charles C. McChord et al, Appts, vs. The Louisville & Nashville R. R. Co.
397. Charles C. McChord et al, Appts, vs. The Louisville, Henderson & St. Louis Ry Co.
398. Charles C. McChord et al, Appts, vs. The Chesapeake & Ohio Railway Co.
399. Charles C. McChord et al, Appts, vs. The Southern Railway Co, in Kentucky.
400. Charles C. McChord et al, Appts, vs. The Cincinnati, New Orleans & Texas Pacific R. R. Co.

It is ordered by the Court that these cases be, and they are hereby, restored to the docket for reargument, as one case, on Monday, October 28th next, after cases Nos. 93 and 108.

Per Mr. Chief Justice Fuller.

296. Horace H. Philbrook, Plff in Error, vs. William H. Beatty, Chief Justice &c., et al, and
297. Horace H. Philbrook, Plff in Error, vs. William J. Newman et al.

It is ordered by the Court that the application for leave to prosecute these cases in forma pauperis be, and the same is hereby, denied.

It is further ordered, that these cases be, and the same are hereby, continued until the next term.

Per Mr. Chief Justice Fuller.

181. Maximilian W. Field, Plff in Error, vs. The United States.

In Error to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was

On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

162. The Mountain View Mining and Milling Company, Appellant, vs. M. D. McFadden, David O'Neil, Charles W. Vedder and W. E. Harris. Appeal from the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals and the decree of the Circuit Court of the United States for the District of Washington in this cause be, and the same are hereby reversed; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Washington with a direction to remand it to the State Court, the costs of this Court and of the other courts to be paid by The Mountain View Mining and Milling Company.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of Alexander McKenzie, Petitioner.) On consideration of the motion for leave to file a petition for writs of habeas corpus and certiorari, herein, it is now here ordered by the Court that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.)

532. The United States, Appellant, vs. William P. Ewing. Mr. Assistant Attorney General Hoyt, of counsel for the appellant, submitted to the consideration of the Court a motion to advance this cause.)

606. The Board of Liquidation of the City Debt of New Orleans, Petitioner, vs. The United States on the relation of Ann Warner et al.) The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Branch K. Miller, in support of the same, and Mr. Richard De Gray, Mr. J. D. Rouse and Mr. William Grant, in opposition thereto.

607. The Board of Liquidation of the City Debt of New Orleans, Petitioner, vs. The United States on the relation of The petition for a writ of certiorari herein was sub-

sideration of the Court on printed argument by Mr. Branch K. Miller, in support of the same, and Mr. Charles Longue and Mr. E. Howard McCaleb, in opposition thereto.

576. Arthur H. Mueller, Trustee, Petitioner, vs. William T. Nugent. Mr. W. W. Watts, of Counsel for the petitioner, submitted to the consideration of the Court a motion to advance this cause.

451. The Fidelity & Deposit Co., of Maryland, Petitioner, vs. R. H. Courtney, Receiver. Mr. A. W. Williams, of Counsel for the petitioner, submitted to the consideration of the Court a motion to advance this cause and assign the same for argument with Case No. 576, and, to grant additional time for the argument.

Proclamation being made the Court is adjourned until Monday, April 8th next, at twelve o'clock.

Monday, April 8th, 1901

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Thomas F. Shay, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James M. Beck it is ordered that E. Spencer Miller, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. Bates it is ordered that Herbert H. Ward, Esquire, of Wilmington, State of Delaware, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. J. Fisher it is ordered that Edwin C. Hoyt, Esquire, of New York City, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry M. Duffield it is ordered that Ronald Kelly, Esquire, of Detroit, State of Michigan, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hulbert E. Paine it is ordered that William M. Millette, Esquire, of Vinita, and Melven Cornish, Esquire, of South McAlester, Indian Territory, be admitted to practice as attorneys and Counsellors of this Court and they were sworn accordingly.

160. J. L. Lombard, C. A. Cummings, W. H. Doble et al., Plffs in Error, vs. The West Chicago Park Commissioners. In Error to the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered, and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice White.

200. The National Bank of Daingerfield, vs. G. W. Rayland. Plffs in Error, In Error to the Court of Civil Appeals for the Fourth Supreme Judicial District of the State of Texas.

This cause came on to be heard on the transcript of the record from the Court of Civil Appeals for the Fourth Supreme Judicial District of the State of Texas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Civil Appeals in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice White.

Eastern Building & Loan Association of Syracuse, New York, Aff'g in Error,
vs.
Lawrence S. Welling and Marion Bonnell.

In Error to the Supreme Court of the State of South Carolina.

190.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of South Carolina, and was argued by counsel. On consideration whereof It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice [illegible]

The East Tennessee, Virginia & Georgia Railway Company, The Norfolk & Western Railroad Company et al., Appellants,
vs.
The Interstate Commerce Commission.

Appeal from the United States Circuit Court of Appeals for the Sixth Circuit.

175.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel. On consideration whereof It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Cir-

the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Tennessee with directions to set aside its decree adjudging that the order of the Commission be enforced, and to dismiss the application made for that purpose with costs, the whole to be without prejudice to the right of the Commission to proceed upon the evidence already introduced before it or upon such further pleadings and evidence as it may allow to be made or introduced, to hear and determine the matter in controversy according to law.

(Per Mr. Justice White. Dissenting: Mr. Justice Harlan.)

68. The Interstate Commerce Commission, Appellant, vs. The Clyde Steamship Company, The Georgia Railroad Company et al. Appeal from the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United

of the Circuit Court of the United States for the Northern District of Georgia in this cause be modified by providing that the dismissal of the bill shall be without prejudice to the right of the Interstate Commerce Commission, if it so elects, to make an original investigation of the questions contained in the record pertinent to the complaints presented to that body, and, as so modified, that said decrees be, and the same are hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court.

Per Mr. Justice White,

Dissenting: Mr. Justice Harlan.

69. The Interstate Commerce Commission, Appellant, v. The Western & Atlantic Railroad Company et al. Appeal from the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered, and adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals and the decree of the Circuit Court of the United States for the Northern District of Georgia in the

missal of the bill shall be without prejudice to the right of the Interstate Commerce Commission, if it so elects, to make an original investigation of the questions contained in the record pertinent to the complaint presented to that body, and, as so modified, that said decrees be, and the same are hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court.

Per Mr. Justice White,

Dissenting: Mr. Justice Holmes.

The Interstate Commerce Commission, Appellant, vs. The Clyde Steamship Company, The Atlanta & West Point Railroad Company et al.

70. Appeal from the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals and the decree of the Circuit Court of the United States for the Northern District of Georgia in this cause be, modified by providing that the dismissal of the bill shall be without prejudice to the

if it so elects, to make an original investigation of the questions contained in the record pertinent to the complaints presented to that body, and, as so modified, that said decrees be, and the same are hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded, to the said Circuit Court.

Per Mr. Justice White,

Dissenting: Mr. Justice Harlan.

1914. The Supreme Lodge Knights of Pythias of the World, v. Affin & Error, Lillian N. Beck. In Error to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by Counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same, is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Montana.

Per Mr. Justice Brewer.

117. Anna V. Whitney, Appellant, vs. Edwin B. Hay. Appeal from the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Appeals in this cause be, and the same is hereby, affirmed, with costs.

Per Mr. Justice Harlan.

165. Brown, Manzanares & Company, Plaintiffs in Error, vs. Francisco Chavez, Second. In Error to the Supreme Court of the Territory of New Mexico.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of New Mexico, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

247. Brown & Manzanares, Company, v. Francisco Chavez, Sicond. Appellant, Appeal from the Supreme Court of the Territory of New Mexico.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of New Mexico, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

177. The Texas & Pacific Railway Company v. Emma Humble, Plff in Error, In Error to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs. And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States

196. The John Hancock Mutual Life Insurance Company, vs. (Pltff in Error,) William M. Warren. (In Error to the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

(Per Mr. Chief Justice Fuller.)

451. The Fidelity & Deposit Company of Maryland, vs. (Petitioner, R. H. Courtney, Receiver &c. On consideration of the motion to advance this cause, and assign the same for argument with case No. 761, and to grant additional time for the argument, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

(Per Mr. Chief Justice Fuller.)

532. The United States, vs. Appellant, William T. Ewing. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby granted, and the cause assigned for

argument on Monday, October 28th next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

576. Arthur W. Mueller, Trustee, Petitioner, vs. William F. Nugent. On consideration of the motion to advance this cause, it is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, October 28th next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

606. The Board of Liquidation of the City Debt of New Orleans, Petitioner, vs. The United States ex rel. Ann. Warner et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, it is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

no part in the consideration and disposition of this application.)

The Board of Liquidation of the City Debt of New Orleans, (Petitioner,
vs.
The United States ex rel. John Fisher, Tutor &c, et al.

On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.)

607.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

(Mr. Justice White and Mr. Justice Peckham took no part in the consideration and disposition of this application.)

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* Wilson Brothers et al, Appellants, vs. Cassius D. Pulsen. 208. This cause coming on to be heard on the transcript of record from the Circuit Court of the United States for the Eastern District of Louisiana, and on motion of Mr. Samuel B. Paul of counsel for the appellants, it is ordered by this Court that the appeal herein be, and the same is hereby, dismissed with costs, on the authority of Mutual Life Ins. Co. vs. Hillmon, 145 U.S. 285.

The Hartford Fire Insurance Company, (Petitioner,
vs.
Albert A. Wilson et al.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Alexander Wolf and Mr. Samuel B. Paul, in support of the same, and Mr. Henry P. Blair, in opposition thereto.

625.

605. Aaron A. Parker et al., Petitioners, vs. John W. Squires. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. William J. Gray, in support of the same, and Mr. Ronald Kelly, in opposition thereto.

Ex parte. In the matter of Orange Fuller, Assignee &c., Petitioner. On motion of Mr. William M. Springer, in behalf of petitioner, It is ordered by the Court that this case be, and the same is hereby assigned for argument on Monday, the 15th instant.

380. The United States, Appellant, vs. The Officers and Crew of the U.S. Steamer "Mangrove". 444. The Officers and Enlisted Men of the U.S. Ship "New York", et al., Appellants, vs. The Officers and Crew of the U.S. Steamer "Mangrove". The motion for leave to take further proof herein was submitted, to the consideration of the Court on printed arguments by Mr. J. K. Hayden, Mr. J. K. McCammon, Mr. George A. King, Mr. William B. King and Mr. Assistant Attorney General Hoyt, in support of the same, and Mr. H. A. Herbert and Mr. Benjamin Nieson, in opposition thereto.

623. Michael Kelley, Petitioner, vs. Jutte & Foley Company. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. E. Spencer Miller, in support of the same, and Mr. Richard P. White, in opposition thereto.

624. David V. Rieger, Petitioner, vs. The United States. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Frank Hagerman and Mr. W. P. Hall, in support of the same, and leave was granted counsel for the respondent to file brief in opposition thereto within three days.

760. Annie R. Kean et al., Plffs in Error, vs. The Calumet Canal and Improvement Company. The motion to continue this cause until the next term was submitted to the consideration of the Court by Mr. W. J. Pannell, in support of the same, and Mr. George E. Hamilton, in opposition thereto.

594. The Passaic Print Works, Petitioner, vs. Ely & Walker Dry Goods Co. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments

by Mr. Edwin P. Hoyt and Mr. F. B. Van Vorst, in support of the same, and Mr. William B. Thompson, in opposition thereto.

24. Michael H. O'Brien et al., Executors &c., Petitioners, vs. John G. Wheelock et al. The motion to continue this cause until the next term was submitted to the consideration of the Court by Mr. A. C. Matthews, in support of the same, and Mr. Henry M. Duffield, in opposition thereto.

626. John Francis et al., Petitioners, vs. The United States. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Miller Outcalt and Mr. Thomas P. Shay, in support of the same.

1, Original. The State of New Jersey, Complainant, vs. The State of Delaware. On motion of Mr. Herbert H. Ward, of counsel for the defendant, leave is hereby granted the defendant to plead, answer or demur herein on or before the first Monday of the next term, and Mr. S. A. Gray, of counsel for the complainant, submitted to the consideration of the Court a

ordered to be continued until the next term.)

567. S. Stanton Carter (on behalf of Oberlin M. Carter), Appellant, vs. Robert H. McClaughry, Warden &c.

The motion to admit Oberlin M. Carter to bail, was submitted to the consideration of the Court by Mr. J. M. Wilson, in support of the same, and leave was granted Mr. Solicitor General Richards to file brief in opposition thereto within five days.

548. The United States, Appellant, vs. The Rio Grande Dam and Irrigation Company et al.

Mr. J. H. McGowan, of Counsel for the appellees, submitted, to the consideration of the Court a motion to advance this cause.)

355. The United States, Appellant, vs. William Edmonston.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Assistant Attorney General Pradt and Mr. George Hines Gorman, of Counsel for the appellant, and Mr. Harvey Spalding and Mr. E. W. Spalding, of Counsel for the appellee.)

188. Charles A. Gregory, Appellant, vs. Mary H. Pike. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed argument by Mr. Thomas H. Talbot, in support of the same, and Mr. F. A. Brooks, in opposition thereto.

189. John P. Mallett et al., Plffs in Error, vs. The State of North Carolina. This cause was argued by Mr. F. H. Busbee, of counsel for the plaintiffs in error, and Mr. J. C. L. Harris, and Mr. B. G. Green, of counsel for the defendant in error, and leave was granted, Counsel for the plaintiff in error to file an additional brief within five days.

217. Florence Audubon et al., Appellants, vs. Robert W. Shufeldt. This cause was argued by Mr. Henry Randall Webb, of Counsel for the appellants, and Mr. John T. Dewese, of Counsel for the appellee.

221. Rollinson Colburn et al., Appellants, vs. Robert E. Grant, Executor, et al. The argument of this cause was commenced by Mr. Franklin H. Mackey, of Counsel for the appellants.

Proclamation being made the Court is adjourned until

Tuesday, April 9th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

241. Michael H. O'Brien et al., Executors &c., Petitioners, vs. John G. Wheelock et al. On consideration of the motion to continue this cause until the next term, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

21. Josephine A. Throckmorton et al., Plffs in Error, vs. Cameron Carlisle, On motion of Mr.

plaintiffs in error, leave is hereby granted the Clerk to issue the mandate in this cause.)

212. Charles A. Nutting, Pltf. in Error, vs. The Commonwealth of Massachusetts. On motion of Mr. A. M. Knowlton, of counsel for the defendant in error, It is ordered by the Court that this cause be, and the same is hereby, passed, subject to the provisions of Section 9 of Rule 9.

221. Rollinson Colburn et al., Appellants, vs. Robert C. Grant, Executor, etc. The argument of this cause was concluded by Mr. Franklin A. Mackey, of counsel for the appellants, and the cause was submitted on a printed argument by Mr. J. Holdsworth Gordon, of Counsel for the appellees.

222. David Wells et al., Pltfs in Error, vs. The Mayor and Aldermen of the City of Savannah et al. The argument of this cause was commenced by Mr. Pope Barrow, of counsel for the plaintiffs in error, continued by Mr. Samuel B. Adams, of counsel for the defendants in error, and concluded by Mr. J. K. Jones, of counsel for the plaintiffs in error,

294. The District of Columbia, vs. Hosea B. Moulton. } In Error.

The argument of this cause was commenced by Mr. Andrew B. Duvall, of counsel for the plaintiff in error.

(Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

* See Seventh Page.

The Solicitor General presented to the Court Hon. Philander C. Knox, Attorney General, and his Commission was ordered to be recorded, as follows, viz:

William McKinley,

President of the United States of America,

To all who shall see these Presents Greeting:

Know Ye, That reposing special trust and confidence in the patriotism, Integrity, and Abilities of Philander C. Knox, of Pennsylvania, I do appoint him Attorney General and do authorize and empower him to execute and fulfil the duties of that Office according to law and to have and to hold the said Office, with all the powers, privileges and emoluments to the same of right appertaining, unto him the said Philander C. Knox during the pleasure of the President of the United States for the time being, and until the end of the next session of the Senate of the United States and no longer.

In testimony whereof, I have caused these Letters to be made Patent, and the Seal of the United States to be hereunto affixed. Given under my hand, at the City of Washington, the 5th day of April in the year of our Lord one thousand nine hundred and one, and of the Independence of the United States of America the one hundred and twenty-fifth.

(Seal)

William McKinley.

By the President:

John Hay

Wednesday, April 10th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna, Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened in due form.

457. The Farmers Loan & Trust Company, Trustee, v. The Penn Plate Glass Co., et al. Petitioner, } Mr. Bernard Carter, of counsel for the respondents, submitted to the consideration of the Court a motion to advance this cause for hearing.

237. The District of Columbia, v. Columbus J. Eslin, Admr., et al. Appellant, } On motion of Mr. J. W. Douglass, of counsel for the appellee, it is ordered by the Court that this cause be, and the same is hereby, passed temporarily

924. The District of Columbia, Plff in Error, vs. Moses B. Woodward. The argument of this cause was continued by Mr. Andrew B. Duvall, of counsel for the plaintiff in error, and Mr. Charles L. Frailey and Mr. A. S. Worthington, of counsel for the defendant in error, and concluded by Mr. Andrew B. Duvall, of counsel, for the plaintiff in error.

927. Charles N. Treat, Collector &c., Plff in Error, vs. Stephen V. White. This cause was argued by Mr. Assistant Attorney General, Beck, of counsel for the plaintiff in error, and Mr. Stephen V. White, in propria persona.

930. Edward W. Sped, Admr &c., et al., Plffs in Error, vs. Patrick B. McCarthy. The argument of this cause was commenced by Mr. George Lines, of counsel for the plaintiffs in error, and continued by Mr. W. L. McLaughlin, of counsel for the defendant in error.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Thursday, April 11th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

960. Annie K. Kean et al., vs. Hoffs in Error, The Calumet Canal and Improvement Company

On consideration of the motion to continue this cause until the next term and of the argument of counsel thereupon had as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

961. Edward C. Speed, Admr., et al., vs. Hoffs in Error,

The argument of this cause was

H. L. McLaughlin, of counsel for the defendant in error, and concluded by Mr. George Sines, of counsel for the plaintiffs in error.

231. The Red River Valley National Bank of Fargo, vs. Archibald J. Craig et al. (Aff'm in Error,)

This cause was argued by Mr. Ira B. Mills, of counsel for the plaintiff, in error, and submitted on a printed argument by Mr. S. B. Pinney, of counsel for the defendants in error.

232. The Joseph Schlitz Brewing Co., vs. The United States. Appellant,

This cause was argued by Mr. William B. King, of counsel for the appellant, and Mr. Assistant Attorney General Pradt, of counsel for the appellee.

234. John E. Codlin, Chairman, &c., vs. Charles B. Kobelowsky et al. Appellants,

This cause was argued by Mr. Adrian H. Joline, of counsel for the appellees, and submitted on a printed argument by Mr. A. E. Pettibone, of counsel for the appellants.

Thursday, April 11th, 1901, Continued

235. John Glavey, Appellant, vs. The United States, the Appellant.

The argument of this cause was commenced by Mr. K. D. Dench, of Counsel for

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, April 19th, 1901.

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. F. P. B. Sands it is ordered that William J. Carr, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry M. Hoyt it is ordered that F. M. Ballinger, Esquire, of Keokuk, State of Iowa, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Ex parte In the matter of The Wilder's Steamship Co., Petitioner. Mr. Duane E. Fox, of counsel for the petitioner, submitted to the consideration of the Court a motion for leave to file a petition for a writ of mandamus herein.

235. John Glavey, v. Appellant, The United States. The argument of this cause was continued by Mr. R. D. Benedict, of counsel for the appellant, and Mr. Assistant Attorney General Pradt, of counsel for the appellee, and concluded by Mr. R. D. Benedict, of counsel for the appellant.

236. The American Sugar Refining Co., v. Petitioner, The United States.

275. The American Sugar Refining Co., v. Petitioner, The United States.

These cases were argued by Mr. H. B. Closson, of counsel for the petitioner, and Mr. Assistant Attorney General Hoyt, of counsel for the respondent.

238. The District of Columbia, v. Appellant, Stephen Tillay. The argument of this cause was commenced by Mr. Robert A. Howard, of counsel for the appellant.

Proclamation being made the Court is adjourned until

Monday April 15th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
George Shiras Jr.
Edward D. White.
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James R. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Henry M. Hoyt it is ordered that Charles A. Gardiner, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney it is ordered that John J. O'Connell, Esquire, of Boston State of Massachusetts, Albert Ottenberg, Esquire, of Albany, and Robert Chetwood Beatty, Esquire, of New York City, State of New York, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Neill B. Field it is ordered that Valentine Malmesbury Wright, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by M. J. M. Wilson it is ordered that John B. Chapman and Edward McSweeny, Esquires, of Pittsburg, State of Pennsylvania, Alex. Dulin, Esquire, of Sutton, State of West Virginia and William H. Carson, Esquire, of New York City, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Calderon Carlisle it is ordered that Maurice Kelly, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

133. Joel Parker Whitney and Franklin H. Story, Appellants, vs. The United States and Eloise, Bergere et al. Appeal from the Court of Private Land Claims.

of the record from the Court of Private Land Claims, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Private Land Claims in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Peckham.

168. Frank X. Werling and Eugene Smith, Plffs in Error, vs. Emily E. Ingersoll and George Ingersoll. In Error to the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Peckham.

197. Henry M. Baker, Petitioner, vs. Horace S. Cummings. On writ of certiorari to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript

of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Court of Appeals with directions to reinstate the judgment of the Supreme Court of the District of Columbia in favor of the plaintiff.

Per Mr. Justice Peckham.

(Mr. Justice Brewer did not hear the argument and took no part in the decision of this cause.)

183. The St. Paul Gas Light Company, Plff in Error, v. The City of St. Paul. In Error to the Supreme Court of the State of Minnesota.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice White.

117. The Western Union Telegraph Company, Plff in Error, vs. The Call Publishing Company. In Error to the Supreme Court of the State of Nebraska.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Nebraska, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brewer.

226. Frank M. Fairbank, Plff in Error, vs. The United States. In Error to the District Court of the United States for the District of Minnesota.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Minnesota, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court with directions to grant a new trial.

Per Mr. Justice Brewer.

Dissenting: Mr. Justice Harlan, Mr. Justice Gray, Mr. Justice White and Mr. Justice McKenna.

Monday, April 15th, 1901, Continued.

17. Peter Lee Atherton, Plff in Error, vs. Mary G. Atherton. In Error to the Supreme Court of the State of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

per Mr. Justice Gray.

Dissenting:
Mr. Justice Peckham and
Mr. Chief Justice Fuller.

39. Frederick A. Bell, Plff in Error vs. Mary G. Bell. In Error to the Supreme Court of the State of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and

protime, as of April 9th, 1900.
Per Mr. Justice Gray.

109. August Streitwolf, Def't in Error, vs. Elizabeth Streitwolf. In Error to the Court of Errors and Appeals of the State of New Jersey.

This cause came on to be heard on the transcript of the record from the Court of Errors and Appeals of the State of New Jersey, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Errors and Appeals in this cause be, and the same is hereby, affirmed with costs.
Per Mr. Justice Gray.

305. Charles W. Lynde, Def't in Error, vs. Mary W. Lynde. In Error to the Supreme Court of the State of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.
Per Mr. Justice Gray.

369. Mary W. Lynde, Plaintiff in Error, vs. Charles W. Lynde. In Error to the Supreme Court of the State of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Gray.

375. L. J. Bryan, as Marshal, for the use of Creditors, Petitioner, vs. Louis Bernheimer. On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed, with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Middle District of

with the opinion of this Court.

Per Mr. Justice Gray.

148. George N. Scott, Plff in Error, vs. Barry L. Devereux, (substituted for W. A. Latimer), Receiver of The First National Bank of Sedalia, Missouri. In Error to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby remanded to the Circuit Court of the United States for the Western District of Missouri.

Per Mr. Justice Harlan.

234. John C. Collier, Chairman, and Manuel M. Salazar, Clerk, of the Board of County Commissioners of Colfax County, vs. Charles D. Kohlhausen, Christopher N. Blackwell et al. Appellants, Appeal from the Supreme Court of the Territory of New Mexico.

the record from the Supreme Court of the Territory of New Mexico, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed, without costs to either party.

Per Mr. Chief Justice Fuller.

337. The City of New Orleans, Appellant, vs. Alphonse Enstis et al. Appeal from the Circuit Court of the United States for the Eastern District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana, and on a motion to dismiss which was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

Order.

It is now here ordered by the Court that the Territory of Hawaii be, and it is hereby, assigned to the Ninth Judicial Circuit, under Section fifteen of the Judiciary Act of March 3, 1891.

Per Mr. Chief Justice Fuller.

380. The United States, Appellant, vs. The Officers and Crew of the U.S. Steamer "Mangrove". On consideration of the motion for leave to take further proofs herein, it is now here ordered by the Court that all the parties to these appeals have leave to take further proofs.

1145. The Officers and Enlisted Men of the U.S. Ship "New York", et al., Appellants, vs. The Officers and Crew of the U.S. Steamer "Mangrove".

(per Mr. Chief Justice Fuller.)

443. Charles A. Gregory, Appellant, vs. Mary H. Pike. Appeal from the Circuit Court of the United States for the District of Massachusetts.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Massachusetts, and on motions to dismiss or affirm which were argued by Counsel On consideration whereof, it is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

(per Mr. Chief Justice Fuller.)

548. The United States, Appellant, vs. The Rio Grande Dam and On consideration of the motion to advance this cause, it is now

Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, October 28th next, after the cases heretofore assigned for that day.

per Mr. Chief Justice Fuller

594. The Passaic Print Works, Petitioners, vs. Ely & Walker Dry Goods Company et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby denied.

per Mr. Chief Justice Fuller.

605. Aaron A. Parker et al., Petitioners, vs. John W. Squires. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said

613. Michael Kelly, Petitioner, vs. Julio & Foley Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

614. David V. Rieger, Petitioner, vs. The United States. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

625. The Hartford Fire Insurance Company Petitioner, vs. Albert A. Wilson and John B. Larner, Trustees. On petition for a writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had, as well in support as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

626. John Francis et al, Petitioners. vs. The United States. The petition for a writ of certiorari herein having been filed and submitted on printed briefs, It is now here ordered by the Court that the execution of the judgment of the Court below be, and the same is hereby, stayed until May 13th. next.

Per Mr. Chief Justice Fuller.

157. The Farmers Loan & Trust Company, Trustee Petitioner, vs. The Penn Plate Glass Co. et al. On consideration of the motion to advance this cause, It is now here ordered by the

hereby denied.

(Per Mr. Chief Justice Fuller.)

Ex parte In the matter of The Wilder's Steamship Company, Petitioner. On consideration of the motion for leave to file a petition for a writ of mandamus herein, It is now here ordered by the Court, that said motion be, and the same is hereby, granted.

18, Original.

(Per Mr. Chief Justice Fuller.)

Ex parte In the matter of The Wilder's Steamship Company, Petitioner. On consideration of the petition herein, It is now here ordered by the Court that cause be shown by the United States Circuit Court of Appeals for the Ninth Circuit and William B. Gilbert, Erskine M. Ross, and William W. Morrow, Judges thereof, before this Court, at the City of Washington, on Monday, the 13th day of May, 1901, at 12 o'clock noon of that day, or as soon thereafter as counsel can be heard, why a writ of mandamus should not be awarded as prayed in said petition.

18, Original.

(Per Mr. Chief Justice Fuller.)

Ferdinand Eisman, U.S. Collector &c.,
625. vs. In Error,
Miguel R. Martinez, as Stellar Attorney &c.,
Frank K. Moore, U.S. Collector &c.,
628. vs. In Error,
Max Ruckgaber, Sr., Sole, Executor &c.,

Mr. Assistant Attorney General Hoyt, of counsel for the plaintiffs in error, submitted to the consideration of the Court motions to advance these cases.

S. M. Burt et al.,
630. vs. Petitioners,
The Union Central Life Insurance Company.

The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. A. S. Burleson and Mr. A. W. Terrell, in support of the same.

The Terre Haute & Indianapolis Railroad Co. et al.,
631. vs. Petitioners,
Mark D. Cox et al.,

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Lawrence Maxwell, Jr., and Mr. S. O. Pickens, in support of the same, and Mr. John G. Williams and Mr. George W. Wickersham, in opposition thereto.

Ex parte In the matter of The American Sugar Refining Company, Petitioner. Mr. Simon Lyon, in behalf of counsel for the petitioner, submitted to the consideration of the Court a motion for leave to file a petition for a writ of mandamus herein.

614. The New York Life Insurance Company vs. James Allison. (Petitioner,) The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Frederic D. McKenney, Mr. J. W. Hubbell, and Mr. E. E. McCall, in support of the same, and Mr. A. J. Dittenhoefer, in opposition thereto.

456. Elias S. A. de Lima et al., vs. George R. Bidwell, (Plffs in Error,) Mr. Charles A. Gardiner submitted to the consideration of the Court a motion for leave to file a printed brief herein on behalf of certain interested parties which was opposed by Mr. Assistant Attorney General Hoyt on behalf of the defendant in error.

575. The Kennedy Mining & Milling Company, vs. Plaintiff in Error, The Argonaut Mining Co. — The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. C. A. Lindley and Mr. Henry Eickhoff in support of the same, and Mr. John M. Wright in opposition thereto.

623. Maximilian W. Field, vs. Petitioner, The United States — The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Edwin [illegible] in support of the same, and leave was granted counsel for the respondent to file a brief in opposition thereto within [illegible].

617. The Allegheny Oil Company, vs. Petitioner, Hiram A. Snyder et al.,
618. George Gillmor et al., vs. Petitioners, A. W. Brown et al. — The petition for writs of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. John B. Chapman, Mr. [illegible] Miller, Mr. Benjamin Harrison, and Mr. Wallace G. Shotwell, in support of the same, and Mr. D. A. Hollingsworth and Mr. Edward McSweeny,

Monday, April 15th, 1901. Continued.

81. The Gulf & Ship Island Railroad Company, vs. Plff in Error, George P. Howes, Tax Collector. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. R. C. Beckett and Mr. F. A. Critz, in support of the same, and Mr. Talon J. Bowers, in opposition thereto.

504. J. D. Wall et al, vs. Appellants, Walter O. Cox, Trustee. This cause was submitted to the consideration of the Court on the record, and printed arguments by Mr. Clement Manly, of Counsel for the appellants, and Mr. Louis M. Irwin, of Counsel for the appellee.

599. The Mobile Transportation Company, vs. Plff in Error, The City of Mobile. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. Harry T. Smith, in support of the same, and Mr. Frederick G. Bromberg and Mr. William D. Putney, in opposition thereto.

252. The State of Arkansas, vs. Appellant, Ordered by the Court that this cause be, and

238. The District of Columbia, Appellant, vs. Stephen Tilly. Mr. Robert A. Howard, of counsel for the appellant, suggested a diminution of the record herein and moved the Court to award a writ of certiorari. Whereupon it is now hereordered by the Court that a writ of certiorari be, and the same is hereby awarded as prayed, and that the Certificate of the Clerk of the Court, presented with said suggestion, and motion be taken as a return to said writ.

239. The District of Columbia, Appellant, vs. Stephen Tilly. The argument of this cause was continued by Mr. Robert A. Howard, of counsel for the appellant, and concluded by Mr. V. B. Edwards, of counsel for the appellee.

7. Original. Ex parte In the matter of Range Fuller, Assignee &c. (Petitioner.) This cause was argued by Mr. James H. [illegible] of counsel for the respondent, and submitted on printed argument by Mr. H. O. Shepard and Mr. W. D. Hutchinson, of counsel for the petitioner.

239. William R. Reagan, Appellant, vs. This cause was argued by Mr. William R. King,

pellant, and Mr. Assistant Attorney General Pradt, of counsel for the appellee.

The McKinley Creek Mining Company et al.,
vs. Appellants,
The Alaska United Mining Company et al.
No. 710.

The argument of this cause was commenced by Mr. S. M. Stockslager, of counsel for the appellants.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, April 16th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court took its seat.

On motion first made to the Court this day by Mr. William H. Carson it is ordered that Fred M. Bixby and Walter S. Lane, Esquires, of Brockton, State of Massachusetts, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

No. 140. The McKinley Creek Mining Company et al. vs. The Alaska United Mining Company et al. Appellants,

The argument of this cause was continued by Mr. S. M. Stockslager, of counsel for the appellants, and Mr. L. P. Michener, of counsel

Tuesday, April 16th, 1901, Continued.

Stockslager, of counsel for the appellants.

2142. Andrew H. Russell et al., Appellants, vs. The United States. This cause was argued by Mr. J. A. Hayden, of Counsel for the appellants, and Mr. C. C. Binney, of counsel for the appellee.

2143. Barbara Chavez De Armijo, Appellant, vs. Justo K. Armijo. The argument of this cause was commenced by Mr. J. H. McGowan, of counsel for the appellant, and continued by Mr. Neill B. Field, of Counsel for the appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, April 17th, 1895.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. H. McGowan it is ordered that John Morris Perry, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Noel W. Barksdale it is ordered that Andrew L. Jackson, Esquire, of Fort Worth, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

969. The Sun Printing and Publishing Association, Petitioner, v. William L. Moore. Ordered by the Court that this cause be and the same is hereby continued until the next term per stipulation of counsel.

943. Barbara Chavez De Armijo, Appellant, v. Justo R. Armijo. The argument of this cause was continued by Mr. Neill B. Field, of counsel for the appellee, and concluded by Mr. J. N. McGowan, of counsel for the appellant.

944. John Charles Barclay, Plff in Error, v. Grace Leslie Barclay. In Error to the Supreme Court of the State of Illinois.

Appearing to the Court that an authority of Counsel for the plaintiff in error to dismiss the writ of error in this cause has been filed, Therefore, in pursuance of said authority, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

2145. Henry Clews et al., Petitioners, vs. Malcolm M. Jamieson et al.

The argument of this cause was commenced by Mr. Henry D. Estabrook, of Counsel, for the petitioners, and continued by Mr. John H. Hamline and Mr. Horace Kent Tenney, of Counsel for the Respondents, and Mr. Henry D. Estabrook, of Counsel for the petitioners.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock M.

Thursday, April 18th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
Henry B. Brown Associate
George Shiras, Jr. Justices
Rufus W. Peckham
Joseph McKenna

John N. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened,

On motion first made to the Court in this behalf by Mr. A. A. Hoehling, Jr., it is ordered that George W. Jacoby, Jr., Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

567. J. Stanton Carter, (on behalf of Oberlin M. Carter), Appellant, v. Robert W. McLaughry, Warden &c.

On motion of Mr. A. A. Hoehling Jr., in behalf of Counsel for the appellant,

leave is hereby granted to file a printed Statement and motion in relation to the brief of Counsel for the appellant.

263. Hippolite Filhiol, et al., vs. Plffs in Error, Charles E. Maurice et al. Ordered by the Court that this cause be, and the same is, hereby, continued, until the next term, per stipulation of Counsel

245. Henry Clews et al., vs. Petitioners, Malcolm M. Jamieson et al. Reargument of this cause was concluded by Mr. Henry D. Estabrook, of Counsel for the petitioners

249. William A. Carson, vs. Plff in Error, The Sewerage Commissioners of the City of Brockton This cause, was argued by Mr. William A. Carson in behalf of the plaintiff in error.

No brief filed on behalf of the defendants in error.

251. Augustus Bergdorf et al., vs. Plffs in Error, The United States to use of The Vermont Marble Co. Reargument of this cause was commenced by Mr. William G. Johnson, of Counsel for the plaintiffs in error, continued, by Mr. John B. Cotton, of Counsel for the defendant in error, and concluded by Mr. J. J. Darlington, of Counsel for the plaintiffs in error.

Thursday, April 18th, 1901, Continued.

186. The United States, Appellant, vs. The Southern Pacific Railroad Company et al., Appellant.

The argument of this cause was commenced by Mr. Joseph H. Call of Counsel for the appellant.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Friday, April 19th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court was opened.

On motion first made to the Court in this behalf by Mr. Ernest Wilkinson it is ordered that James Hamilton, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles A. Key it is ordered that Harrison J. Barrett, Esquire, of Baltimore, State of Maryland, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. P. Vinson, it is ordered that H. H. Brannon, Esquire, of Weston, and John A. Sheppard, Esquire, of Williamson, State of West Virginia, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Granberry it is ordered that Paul Sheldon, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

264. Milton C. Mitchell, Plff in Error, vs. The Potomac Insurance Co. of Georgetown, D.C. On motion of Mr. J. Holdsworth Gordon, of Counsel for the defendant in error, It is ordered by the Court that this cause be, and the same is hereby, continued until the next term.

265. The State of Iowa, Plff in Error, vs. Edwin O. Wood et al. Ordered by the Court that this cause be, and the same is, hereby, continued until the next term.

186. The United States, Appellant, vs. The Southern Pacific Railroad Co., et al.

The argument of this cause was continued by Mr. Maxwell, Evarts and Mr. W. D. Brainard, of counsel for the appellees, and concluded by Mr. Joseph H. Call, of counsel for the appellants.

255. Northwestern Life Assurance Company, Plff in Error, vs. Sweetie Villeneuve,

This cause was argued by Mr. Maurice E. Locke, of counsel for the plaintiff in error, and submitted on a printed argument by Mr. J. S. Hogg, of counsel for the defendant in error.

257. The Capital City Dairy Co., Plff in Error, vs. The State of Ohio ex rel. Attorney General,

The argument of this cause was commenced by Mr. Thomas Ewing Neale, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, April 9th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown, Associate
George Shiras Jr., Justices.
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
John N. Knight, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made, the Court is opened;

On motion first made to the Court in this behalf, by Mr. Fairfax Harrison it is ordered that, Thomas P. Wickes, Esquire, of New York City, be admitted to practice as an attorney and, counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. T. E. Burton it is ordered that, James B. Kuhl, Esquire, of Cleveland, State of Ohio, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. A. Culberson it is ordered that William M. Clark, Esquire, of Dallas, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. S. Carlisle it is ordered that William McAdoo and R. B. McMunn, Esquires, of New York City, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that William B. Reilly, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

153. N. L. Bedford and Lou M. Bedford, his wife, vs. The Eastern Building & Loan Association of Syracuse, N. Y. — Petitioners, — On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and

whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the Circuit Court of the United States for the Western District of Tennessee in this cause be modified, so as to release Lou M. Bedford from personal liability for any indebtedness to the respondent in this cause, with costs to her on the appeal to and in the Circuit Court of Appeals and in this Court, and, as so modified, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court.

Per Mr. Justice McKenna.

155. M. P. Smith, Plff in Error, vs. The St. Louis Southwestern Railway Company of Texas. In Error to the Court of Civil Appeals of the Second Supreme Judicial District of the State of Texas.

This cause came on to be heard on the transcript of the record from the Court of Civil Appeals of the Second Supreme Judicial District of the State of Texas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Civil Appeals in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

Dissenting:
Mr. Justice Harlan and Mr. Justice White and Mr. Justice Brown.

215. R. Rasmussen, Plaintiff in Error, vs. The State of Idaho. In Error to the Supreme Court of the State of Idaho.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Idaho, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause, be, and the same is hereby, affirmed with costs.

Per Mr Justice [illegible]

The Chief Justice announced that the call of the docket will be suspended on Friday the 26th instant, that the Court will take a recess from Monday, the 29th instant to Monday, May 6th, and that the Court will adjourn for the term on Monday [illegible]

193. The International Navigation Company, Petitioner, vs. The Pere & Bailey Manufacturing Company. On writ of Certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was ar

It is now here ordered, adjudged and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause, be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Eastern District of Pennsylvania.

Per Mr. Chief Justice Fuller.

567. S. Stanton Carter, (on behalf of Oberlin M. Carter), Appellant, vs. Robert D. McClaughry, Warden. On consideration of the motion to admit Oberlin M. Carter to bail, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

51. The Gulf & Ship Island Railroad Company, Plff in Error, vs. George P. Lewis, Tax Collector &c. It is ordered by the Court that the further consideration of the motion to dismiss or affirm in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

575. The Kennedy Mining & Milling Company vs. The Argonaut Mining Co. Plff in Error. It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller

599. The Mobile Transportation Company vs. The City of Mobile. Plff in Error. It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller

610. S. M. Burt & A. R. Burt, Petitioners, vs. The Union Central Life Insurance Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of Counsel in support of

Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

615. Ferdinand Eidman, U.S. Collector &c., vs. Miguel R. Martinez & Wilcamp, Administrator &c. } On consideration of the motions to advance these cases, it is now here ordered by the Court that said motions be, and the same are hereby, granted, and the causes assigned for argument on Monday, October 28th next, after the cases heretofore assigned for that day.

628. Frank H. Moore, U.S. Collector &c., vs. Max Ruetgabe, Dr. Sol. Executor.

Per Mr. Chief Justice Fuller.

617. The Allegheny Oil Company, Petitioner vs. Hiram A. Snyder et al. } On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, it is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

618. George Gillmor et al., Petitioners, vs. N. W. Brown and Emory Myers. On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of Certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

619. The New York Life Insurance Company, Petitioner, vs. James Allison. On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of Certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

631. The Terre Haute & Indianapolis Railroad Company, et al., Petitioners, vs. Mark L. Cox et al.,

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby denied.

(Per Mr. Chief Justice Fuller.)

633. Maximilian W. Falk, Petitioner, vs. The United States

On petition for a writ of certiorari to the Court of Appeals of the District of Columbia.

On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(Per Mr. Chief Justice Fuller.)

Ex parte In the matter of The American Sugar Refining Co., Petitioner.

On consideration of the motion for

petition for a writ of mandamus herein, it is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

748. Albert K. Waite, Petitioner, vs. The City of Santa Cruz. On motion of Mr. J. K. Richards leave is hereby granted Mr. Frank J. Sullivan to file a printed brief herein in behalf of

428. The Fidelity Mutual Life Association of Philadelphia, Plff in Error, vs. Jennie M. Mettler. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. Charles A. Culberson and Mr. William A. Clark in support of the same, and Mr. John G. Johnson, in opposition thereto.

632. Miltenberger Lawden et al., Petitioners, vs. William F. Stone, Collector &c. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Thomas P. Wickes and Mr. Edward J. Mason, in support of the same, and leave was granted, counsel for the respondent to file a brief in

William R. Rucker, Vice Consul vs. Petitioner,
613. v.
The United States ex rel. Leo Alexandroff.

The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Frederic R. Coudert, Jr., Mr. Paul Fuller, and Mr. John F. Lewis, in support of the same, and leave was granted Mr. Solicitor General Richards to file suggestions in relation thereto.

Metcalf Brothers & Co., Petitioners,
577. vs.
Benjamin Barker, Jr., Trustee.

Mr. N. J. Spencer, of counsel for the petitioners, submitted to the consideration of the Court a motion to advance this cause.

Ferdinand L. Loeb et al., Petitioners,
640. vs.
The United States.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Wickham Smith and Mr. Charles Curtis, in support of the same, and Mr. Solicitor General Richards, in opposition thereto.

Wilson Brothers et al., Appellants,
708 vs.
Cassius B. Nelson et al.

This cause was submitted to the

the Court on the record and printed arguments by Mr. J. M. Flower, Mr. Murdison, Musgrave and Mr. D. K. Penney of counsel, for the appellants, and Mr. William F. Vilas, of counsel for the appellee.

256. The Citizens Bank of Louisiana, Plff in Error, vs. Caleb A. Parker, Collector. Ordered by the Court that this cause be, and the same is hereby, continued until the next term, by stipulation of counsel.

257. The Capital City Dairy Co., Plff in Error, vs. The State of Ohio et al. Attorney General. The argument of this cause was continued by Mr. Thomas Ewing Steele, of counsel, for the plaintiff in error, and Mr. E. D. Dillon, of counsel for the defendant in error, and concluded by Mr. Thomas Ewing Steele, of counsel for the plaintiff in error.

258. Thomas Connolly et al., Plff in Error, vs. Union Sewer Pipe Co. The argument of this cause was commenced by Mr. Henry D. Coghlan, of counsel for the plaintiffs in error.

Proclamation being made the Court is adjourned

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. James N. Kimball, it is ordered that George Halverson, Esquire, of Ogden, State of Utah, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles A. Culberson it is ordered that Rhodes S. Baker, Esquire, of Dallas, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

259. Thomas Connolly et al., Plffs in Error, vs. Union Sewer Pipe Comp'y. The argument of this cause was continued by Mr. Herbert Hamlin and Mr. Edwin Walker, of Counsel for the defendant in error, and concluded by Mr. Henry D. Coghlan, of Counsel for the plaintiffs in error.

260. Annie K. Kean et al., Plffs in Error, vs. The Calumet Canal and Improvement Company. In Error to the Supreme Court of the State of Indiana.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered and adjudged by this Court that the writ of error in this cause, be, and the same is hereby, dismissed, with costs.

Per Mr. Chief Justice [illegible]

261. The Guarantee Company of North America, Petitioner, vs. The Mechanics Savings Bank and Trust Co., for use of J. J. Pryor, The argument of this cause was commenced by Mr. William L. Gran-

for the petitioner, and continued by Mr. Edward A. Evett, of counsel for the respondent.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, April 24th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White.
Rufus W. Peckham
Joseph McKenna

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

On motion first made to the Court in this behalf by Mr. J. W. Shartel it is ordered that Lucius H. Briggs, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. K. Webster it is ordered that Hallock F. Rose, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Wednesday, April 9th, 1901, Session

172. The Territory of Oklahoma ex rel. S. V. Billings, County Attorney of Grant County, -vs- Appellant, P. P. Neville, et al., as the Board of County Commissioners of the County of Grant, et al.

This cause coming on to be submitted upon the consideration of the motion of the appellee to dismiss the appeal herein, and upon the argument of Mr. H. S. [illegible] and Mr. J. R. Keaton, of counsel for the appellee, and Mr. Horace Speed, of counsel for the appellant, the argument of this cause was concluded by Mr. [illegible] E. Granbery, of counsel for the petitioner.

261. The Guarantee Company of North America, -vs- Petitioner. The Mechanics' Savings Bank & Trust Co., trustee of J. J. Pryor, Trustee.

The argument of this cause was commenced by Mr. John T. Dillon, of counsel for the petitioner, and continued by Mr. James G. Maguire, of counsel for the respondent.

948. Albert A. Watts, -vs- Petitioner, The City of Santa Cruz.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, April 25th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John Goode it is ordered that John C. Welles, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Hamilton Lewis it is ordered that Walter S. Fulton, Esquire, of Seattle, State of Washington, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. A. Rossington, it is ordered that Clifford Histed, Esquire, of Topeka, State of Kansas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

647. William R. Tucker, Vice Consul &c., Petitioner, vs. The United States et al. Les Alexandroff. On motion of Mr. F. R. Coudert Jr., of counsel for the petitioner, leave is hereby granted him to submit certain correspondence herein.

948. Albert A. Waite, Petitioner, vs. The City of Santa Cruz. The argument of this cause was continued by Mr. Frederic R. Coudert, Jr., of counsel for the respondent, and concluded by Mr. John F. Dillon, of counsel for the petitioner.

266. A. W. Corbus, Appellant, vs. The Alaska Treadwell Gold Mining Company. This cause was argued by Mr. L. P. Michener, of counsel for the appellant. No counsel appeared for the appellee.

967. Holzapfels Compositions Company, Limited, -vs- Petitioner, Rahtjens American Composition Company.

The argument of this Cause was commenced by Mr. William McAdoo, of Counsel for the Petitioner, and continued by Mr. G. D. Meiwin, of Counsel for the Respondent.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Friday, April 26th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Thomas N. Clark it is ordered that Otto T. Hess, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

984. N. L. Pinney et al., vs. Griffin Bros., (R. P. Nelson.)

This cause was submitted to the consideration of the Court on the record and a printed argument by Mr. M. L. Graff, of counsel for the plaintiffs in error, and leave was granted counsel for the defendant in error to file a printed brief hereafter.

267. Holzapfels Compositions Company, Limited, Petitioner, vs. Rahtjens American Composition Company.

The argument of this cause was continued by Mr. T. D. Merwin and Mr. P. B. Kerr, of counsel for the respondent, and concluded by Mr. John G. Carlisle, of counsel for the petitioner, and leave was granted counsel for the respondent to file an additional brief within three days and to counsel for the petitioner to file a reply thereto within three days thereafter.

270. The Commercial National Bank, vs. Plff in Error, Alma D. Chambers, Treasurer &c.

This cause was argued by Mr. James N. Kimball, of counsel for the defendant in error, and submitted on a printed argument by Mr. Abbot R. Heywood, of counsel for the plaintiff in error.

271. The Board of County Commissioners of the County of Lake, Colorado, vs. Petitioners, James R. Sutliff.

This cause was argued by Mr. W. A. Bryant, of counsel for the petitioners, and Mr. Edmund F. Richardson, of counsel for the respondent.

Proclamation being made the Court is adjourned

Monday, April 29th., 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Federico Degetau, Esquire, of San Juan, Porto Rico, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James H. Tawney it is ordered that Ivan W. Gobdner, Esquire, of Pierre, State of South Dakota, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. M. Stockslager it is ordered, that Henry C. Finck, Esquire, of Montrose, State of Colorado, be admitted to practice, as an attorney and Counsellor of this Court and he was Sworn accordingly.

On motion first made to the Court in this behalf by Mr. James M. Beck it is ordered that Francis B. Bracken, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was Sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. Lamar it is ordered that Louis P. Paquet, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an attorney and Counsellor of this Court and he was Sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Park it is ordered that, Donald G. Perkins, Esquire, of Norwich, State of Connecticut, be admitted to practice as an attorney and Counsellor of this Court and he was Sworn accordingly.

On motion first made to the Court in this behalf by Mr. Noel H. Barksdale it is ordered that,

of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. J. Hutchings it is ordered that Thomas Evans, Esquire, of Edenton, State of North Carolina, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

John B. Wight, John W. Ross, and Lansing H. Beach, Commissioners of the District of Columbia, Appellants, vs. Charles H. Davidson and A. N. Wilson & John B. Larner, Trustees. 283.

Appeal from the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by Counsel On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Appeals in this cause be, and the same is hereby, reversed, with costs; And that this cause be, and the same is hereby, remanded to the said Court of Appeals with directions to affirm the decree of the Supreme Court of the District of Columbia. Per Mr. Justice Shiras,

Monday, April 29th, 1901, Continued.

101. James P. Wormley vs. The District of Columbia, } In Error to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby, affirmed with Costs.

per Mr. Justice Brown.

Dissenting:
Mr. Justice Harlan,
Mr. Justice White and
Mr. Justice McKenna.

102. Anna P. Hoover Allen et al., vs. The District of Columbia. } In Error to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby, affirmed with Costs. per Mr. Justice Brown.

Margaret French and Henry French, Oliver N. Dean, Trustee for W. D. McLeod, and William A. McLeod, Plffs in Error, vs. The Barber Asphalt Paving Company. } In Error to the Supreme Court of the State of Missouri.

No. 48.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Missouri, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with Costs.

Per Mr. Justice Brown.

Dissenting:
Mr. Justice Harlan
Mr. Justice White and
Mr. Justice McKenna.

The City of Detroit, Thomas W. Sneeding and William B. Thompson, Appellants, vs. Raymond A. Preston. } Appeal from the Circuit Court of the United States for the Eastern District of Michigan.

1411.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Michigan, and

Monday, April 29th, 1901. Continued.

It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby reversed with costs; and that this cause be, and the same is hereby remanded to the said Circuit Court with directions to dismiss the bill of complaint.

Per Mr. Justice Shiras

Dissenting:
Mr. Justice Harlan,
Mr. Justice White and
Mr. Justice McKenna

The Town of Tonawanda, New York, & John K. Patton, Supervisor of said Town, Appellants, v. James B. Lyon

Appeal from the Circuit Court of the United States for the Northern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of New York, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to dismiss the bill of complaint.

Per Mr. Justice Shiras

Monday, April 29th, 1901, Continued.

375. Mortimer Webster, Plff in Error, vs. The City of Fargo et al. In Error to the Supreme Court of the State of North Dakota.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of North Dakota, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Shiras.

Dissenting:
Mr. Justice Harlan,
Mr. Justice White and
Mr. Justice McKenna.

550.

508. Cass River Company, Limited, J. O. Harris, Bryant Walker et al., Plffs in Error, vs. City of Detroit, The Board of Public Works of Detroit et al. In Error to the Supreme Court of the State of Michigan.

201.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Michigan, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be and the same is hereby affirmed with costs.

John L. Plumalee, Plff in Error,
vs. } In Error to the Su-
August Hemann. } preme Court of the
State of Missouri,

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Missouri, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Shiras.

Dissenting:
Mr. Justice Harlan,
Mr. Justice White and
Mr. Justice McKenna.

Thomas F. Farrell et al., Plffs in Error,
vs. } In Error to the Su-
The West Chicago Park Com- } preme Court of
missioners. } the State of Illi-
nois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Shiras.

Monday, April 29th, 1901, Continued:

927. Charles N. Treat, U.S. Collector of Internal Revenue, Plaintiff in Error, vs. Stephen V. White, On a certificate from the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is the opinion of this Court that the question certified should be answered in the affirmative. Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Justice Brewer.

930. John D. Wall and Thomas H. Nuske, trading as Wall & Nuske, Appellants, vs. Walter O. Cox, Trustee of W. H. Gilbert, trading as Winston Hardware Company, and Silas Gilbert, Hardware Company. On a certificate from the United States Circuit Court of Appeals for the Fourth Circuit.

535. This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel. On consideration whereof, It is the opinion of this Court that the first question certified should be answered in the negative;

that it be so certified to the said United States Circuit Court of Appeals.

per Mr. Justice Gray.

Edward V. Speed, as Administrator of William B. Franklin, deceased, et al., Plffs in Error, vs. Patrick B. McCarthy. In Error to the Circuit Court of Pennington County, State of South Dakota.

This cause came on to be heard on the transcript of the record from the Circuit Court of Pennington County, State of South Dakota, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of Error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Fuller.

The American Sugar Refining Company, Petitioner, vs. The City of New Orleans. On petition for writ of Certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of Certiorari herein, of the return to the rule to show cause, and of the argument of counsel thereupon had, It is now here ordered by the Court that said petition be, and the same is here-

Monday, April 29th, 1901, Continued.

transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit be taken and filed as a return to said writ.

And upon consideration of said transcript of record and the argument of counsel, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals with directions to to reinstate the same and hear and determine it on the merits.

(Per Mr. Chief Justice Fuller.

(Mr. Justice Gray concurs in the result.)

632.

478. The Fidelity Mutual Life Association of Philadelphia, vs. Plff in Error, Jennie M. Mellet.

It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be, and the same is, hereby, postponed until the hearing of the cause on its merits.

(Per Mr. Chief Justice Fuller.

640.

592. Metcalf Brothers & Co., vs. Petitioner, Benjamin Barker, Jr., Trustee.

On consideration of the motion to advance this cause, It is now

e, and the same is hereby denied.
Per Mr. Chief Justice Fuller.

illtenberger Lawder, Percy, Lawder and W. Ward Lawder, partners, trading as S. M. Lawder & Sons
vs. Petitioners,
William F. Stone, Collector of Customs &c.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

n consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now ordered by the Court that said petition be, and the same is hereby granted.
Per Mr. Chief Justice Fuller.

Ferdinand L. Loeb et al., composing the firm of Loeb & Schoenfeld,
vs. Petitioners,
The United States.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

n consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in

Monday, April 29th, 1901, Continued

ordered by the Court that said petition be
the same is hereby denied.

Per Mr. Chief Justice Fuller.

William R. Tucker, Vice-Consul
of Russia at Philadelphia,
Pennsylvania, Petitioner,
v.
604. The United States ex rel. Leo
Alexandroff.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

Appeals for Third Cir

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby granted.

Per Mr. Chief Justice Fuller.

Elliott N. Phelps et al.,
v. Plffs in Error,
605. Robert Rudford Beard.
Recd Nov 16.

It is ordered by the Court that this cause and the same is hereby restored to the docket for reargument.

Per Mr. Chief Justice Fuller.

It is ordered by the Court that this

Charles T. Champion,
v. Appellant,
606. Appellant.

hereby, restored to the docket for reargument.
(per Mr. Chief Justice Fuller.)

626. John Francis, Anthony Hoff et al., Petitioners. vs. The United States. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

And it is further ordered that this cause be, and the same is hereby, advanced and assigned for argument with cause &c. 104.
(per Mr. Chief Justice Fuller.)

172. The Territory of Oklahoma, upon the relation of S. P. Ridings, County Attorney of the County of Grant, Appellant, vs. S. P. Neville et al., as The Board of County Commissioners of the County of Grant, et al. Appeal from the Supreme Court of the Territory of Oklahoma.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Terri

Monday, April 29th, 1901, Continued

On consideration whereof, It is now here ord
adjudged, and decreed by this Court that t
appeal be and the same is hereby, dismiss
for the want of jurisdiction.

Per Mr. Chief Justice Fulle

766. A. H. Corbus, Appellant, vs. The Alaska Treadwell Gold Mining Company.

On motion of
Solicitor Gene
Richards, C
ordered by t
Court that t

cause be, and the same is hereby, restored
the docket for reargument.

388. Charles W. Nordstrom, (by his next friend Henry Denning), Appellant, vs. A. P. Vandevanter, Sheriff &c.

The motions
dismiss or a
firm in this c
were submitte

to the consideration of the Court on the rec
and printed arguments by Mr. Walter S
Fulton, in support of the same, and Mr
James Hamilton Lewis, in opposition

384. Charles H. Nordstrom, Plaintiff in Error, vs. The State of Washington.

The motion for le
to submit motio
to dismiss or affi
herein without

notice required by the rule was submitte
to the consideration of the Court by Mr. W
S. Fulton, in support of the same, and Mr

621. William E. Hale, Receiver &c., Petitioner, vs. Edward P. Allinson et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. J. N. Hayden, Mr. J. K. McClurg, and Mr. M. A. Boutelle, in support of the same, and Mr. John G. Johnson, in opposition thereto.

584. John Romig et al., Appellants, vs. Myrtle Gillett. The motions to dismiss and to vacate the supersedeas herein were submitted to the consideration of the Court by Mr. William M. Springer, in support of the same, and leave was granted counsel for the appellants to file a brief in opposition thereto on or before May 10th next.

311. Gideon Manchester, Plaintiff in Error, vs. The Central Baptist Church and Society of Trustees. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. W. P. Shuffield, Jr., in support of the same.

647. Peyton Rowan et al., Petitioners, vs. The petition for a writ of certiorari herein

Monday, April 29th, 1901. Continued.

the consideration of the Court by Mr. Thomas N. Hart and Mr. W. A. Gunter, in support of the motion.

6464. The Western Union Telegraph Company, Petitioner, vs. Francis M. Burgess

The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Rush Taggart, Mr. George A. Pearons, and Mr. Henry Newbegin, in support of the same, and, on motion of Mr. Rush Taggart, It is ordered by the Court that the mandate of the Circuit Court of Appeals herein be stayed until May 6th, 1901.

305. 367. 638.

6465. The New England Railroad Company, Petitioner vs. Rush & Hyde.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Frederic D. McKenney and Mr. Frank A. Flanham, in support of the same, and Mr. Donald G. Perkins, in opposition thereto.

643.

6555. Anton Menocke, Petitioner, vs. A Cargo of Java Sugar, ex Ship "Berlarig" &c.

The petition for a writ of certiorari herein was submitted to the con-

Court on printed arguments by Mr. J. Parker Kirlin, in support of the same, and Mr. Wilmus Mynderse, in opposition thereto.

Charles N. Lynde, Plff in Error, vs. Mary W. Lynde, Mary W. Lynde, Plff in Error, vs. Charles N. Lynde, &c. The motion that mandates in these cases issue at once was submitted to the consideration of the Court by Mr. James Westerwelt, in support of the same, and Mr. George S. Graham, in opposition thereto.

The Republic of Colombia, Petitioner, vs. The Cauca Company et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Calderon Carlisle and Mr. William G. Johnson, in support of the same.

Mart Jones, Petitioner, vs. Walker Newton. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Samuel Park and Mr. R. G. Bickford, in support of the same, and Mr. Thomas Evans, in opposition thereto.

Monday, April 29th, 1901, Continued.

653. The Louisville Trust Company, Trustee, vs. Leonard Comingor, Petitioner,

The petition for a writ of certiorari, herein was submitted to the consideration of the Court by Mr. Augustus E. Willson, in support of the same.

656. City of Pierre, vs. Godfrey Dunn et al. Petitioner,

The petition for a writ of certiorari, herein was submitted to the consideration of the Court on printed arguments by Mr. Ivan W. Goodner, in support of the same, and Mr. A. B. Kittredge and Mr. M. H. Cardozo, in opposition thereto.

Proclamation being made, the Court is adjourned until Monday, May 13th next at twelve o'clock.

Monday, May 13th, 1901.

Pursuant to adjournment the Court met
this day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray,
David J. Brewer
Henry B. Brown — Associate
George Shiras Jr. — Justices
Edward D White
Rufus W. Peckham
Joseph McKenna

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made, the Court is opened

On motion first made to the Court in this behalf
by Mr. Solicitor General Richards it is ordered
that James Rudolph Garfield, Esquire, of
Cleveland, State of Ohio, be admitted to prac-
tice as an attorney and Counsellor of this
Court and he was sworn accordingly.

On motion first made to the Court in this behalf
by Mr. William M. Springer it is ordered,
that John G. Drennan, Esquire, of Chicago, Ill.
and Rowland J. Hamlin, Esquire, of Springfield,
State of Illinois, be admitted to practice as
Attorneys and Counsellors of this Court and

Monday, March 18th. 1901, Continued.

On motion first made to the Court in this behalf by Mr. Charles S. Thomas it is ordered that Charles C. Post, Esquire, of Denver, State of Colorado, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hall Rogers it is ordered that Judson S. West, Esquire, of Topeka, State of Kansas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney it is ordered that Francis T. Laws, Esquire, of Philadelphia, State of Pennsylvania; R. H. Bennett, Esquire, of Iola, State of Kansas, and John W. Davis and Millard F. Snider, Esquires, of Clarksburg, State of West Virginia, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. J. Darlington it is ordered that George C. DeLacy, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry M. Hoyt it is ordered that Simon P. Hess, Esquire, of Pittsburg, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Nash it is ordered that Joel M. Long, Esquire, of Portland, State of Oregon, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William G. Hoyt it is ordered that Bay and Hyman, Esquire, of Saginaw, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that Robert Biggs and George R. Willis, Esquire, of Baltimore, State of Maryland, and Charles K. VanAlstine, Esquire, of Oconomowoc, State of Wisconsin, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

Monday, May 13th, 1901, Continued.

On motion first made to the Court in this behalf by Mr. Gilmore Childs it is ordered that Oscar Luedeke, Esquire, of Washington, District of Columbia, be admitted to Practice as an attorney and Counsellor of this Court and he was Sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles L. Frailey it is ordered that Horace E. Deming, Esquire, of New York City, be admitted to Practice as an attorney and Counsellor of this Court and he was Sworn accordingly.

On motion first made to the Court in this behalf by Mr. Duane E. Fox it is ordered that Edmund B. McClanahan, Esquire, of Honolulu, Hawaii, be admitted to Practice as an attorney and Counsellor of this Court and he was Sworn accordingly.

On motion first made to the Court in this behalf by Mr. N. W. Barksdale it is ordered that Allen A. Davis, Esquire, of Washington, District of Columbia, be admitted to Practice as an attorney and Counsellor of this Court and he was Sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. E. S. Wood it is ordered that W. T.

be admitted to practice as an attorney and, Counsellor of this Court and he was sworn accordingly.

82. Antone Marks, Plff in Error, vs. J. M. Shoup. In Error to the District Court of the United States for the District of Alaska.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Alaska, and was argued by Counsel. On Consideration Whereof, It is now here ordered and adjudged by this Court that the judgment of the said District Court in this cause be, and the same is hereby, Reversed with Costs; and that this Cause be, and the same is hereby, Remanded to the said District Court with directions to grant a new trial.

Per Mr. Justice McKenna

176. George N. N. Lukens, Appellant, vs. William A. Hancock, Lilly D. Hancock and Thomas W. Pemberton. Appeal from the Supreme Court of the Territory of Arizona.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Arizona, and was argued by Counsel On Consideration Whereof, It is now here ordered

Monday, May 13th, 1901, Continued.

ed, adjudged, and decreed by this Court that the decree of the said Supreme Court in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

147. Henry Loeschhart, Plff in Error, vs. J. A. Johnson, Julia A. Johnson his wife, et al. In Error to the Supreme Court of the Territory of New Mexico

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of New Mexico, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be modified by providing that it is entered without prejudice to the enforcement by other remedies of the rights, if any, which the plaintiff may have against the parties defendant or either of them, and, as so modified, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Peckham.

227. David Wells, Thomas Ballantyne, Charles M. Gilbert et al., Plffs in Error
vs.
The Mayor and Aldermen of the City of Savannah & Robert J. Wade, City Marshal,

In Error to the Supreme Court of the State of Georgia.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Georgia, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Peckham

231. The Red River Valley National Bank of Fargo, Plff in Error,
vs.
Archibald J. Craig, Menomonie Hydraulic Press Brick Co. et al.

In Error to the Supreme Court of the State of North Dakota.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of North Dakota, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with

Monday, May 13th, 1901. Continued.

913. Barbara Chavez de Armijo vs. Justo R. Armijo. Appellant, Appeal from the Supreme Court of the Territory of New Mexico.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of New Mexico, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs, and interest, until paid, at the same rate per annum that similar decrees bear in the Courts of the Territory of New Mexico.

Per Mr. Justice Peckham

150. United States Rubber Company, L. Candee & Company, and Metropolitan National Bank of Chicago, Petitioners, vs. American Oak Leather Company et al. On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by Counsel. On consideration Where-of, It is now here ordered, adjudged, and de-

United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs, and that the decree of the Circuit Court of the United States for the Northern District of Illinois be, and the same, is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court.

Per Mr. Justice Shiras.

(Mr. Justice Brown did not take part in the decision of this case.)

332. The Put-in-Bay Water Works, Light & Railway Company, Appellant, vs. Charles W. Ryan and William Ryan, surviving partners of the late partnership of Arbuckle, Ryan & Co., et al. Appeal from the Circuit Court of the United States for the Northern District of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Ohio, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged, and decreed by this Court that the question certified be answered in the affirmative, and that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Justice Shiras.

151. William D. Hale, as Receiver of The American Savings & Loan Association, appointed by the District Court of Hennepin County, Minnesota, Plff in Error, vs. L. V. Lewis; The Treasurer of the State of Wisconsin, and M. G. Clarke, Receiver of The American Savings & Loan Association, appointed by the Circuit Court of Dane County, Wisconsin. } In Error to the Supreme Court of the State of Wisconsin.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Wisconsin, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

(Per Mr. Justice Brown.)

353.

178. Turret Steam Shipping Company Limited, Claimant of the Steamship "Bermudian", Petitioner, vs. A. J. Hall et al, Owners of the Lite Schooner "Fortuna", Etc. } On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court

ed by Counsel. On consideration whereof, it is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals and the decree of the District Court of the United States for the District of Massachusetts in this cause be, and the same are hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Massachusetts for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice [illegible]

The United States, Appellant, } Appeal from the
v. } Court of Claims.
William Emmerton. }

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby remanded to the said Court of Claims with directions to enter judgment for the United States.

Per Mr. Justice [illegible]

Monday, May 13th, 1901, Continued.

209. Allejandro Barker, Baleriana Barker, Angela Barker et al., vs. J. Downey Harvey, Administrator of the estate of John G. Downey, deceased, et al. In Error to the Supreme Court of the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

(Per Mr. Justice Brewer.)

(Mr. Justice White did not hear the argument of this case or take part in its decision.)

197.

210. Jesus Quevas, sometimes called Jesus Cuevo, et al., vs. Reff in Error, J. Downey Harvey, Administrator of the estate of John G. Downey, deceased. In Error to the Supreme Court of the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by Counsel. On consideration whereof, It is now here

172.

dgment of the said Supreme Court in this
use be, and the same is hereby, affirmed,
ith Costs.

Per Mr. Justice Brewer.

Mr. Justice White did not hear the argu-
ment of this case or take part in its decision.

he German National Bank
et al.,
Appellants,
vs.
J. Spickert, Jacob Frankel,
Harriet Frankel et al.

Appeal from the
United States Cir-
cuit Court of Ap-
peals for the
Sixth Circuit.

This cause came on to be heard on the tran-
ript of the record from the United States
ircuit Court of Appeals for the Sixth
ircuit, and was argued by Counsel.
n consideration whereof, It is now
ere ordered, adjudged, and decreed by
is Court that this appeal be, and the
ame is hereby, dismissed for the want of
urisdiction.

Per Mr. Justice Shiras.

The District of Columbia,
Plff in Error
vs.
Camden Iron Works.

In Error to the Court
of Appeals of the
District of Columbia.

This cause came on to be heard on the tran-
ript of the record from the Court of Ap-

Monday, May 13th, 1901, Continued.

argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby, affirmed with Costs.

Per Mr. Chief Justice Fuller.

Dissenting:
Mr. Justice Brown and
Mr. Justice McKenna.

388. Gideon Manchester, Plff in Error, vs. The Central Baptist Church and Society of Newton. In Error to the Supreme Court of the State of Rhode Island.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Rhode Island, and on motions to dismiss or affirm, which were argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

311.

389.

Charles H. Nordstrom (by next friend J. Henry Cunning), Appellant, vs. J. T. Vandevanter, Sheriff of King County, Washington, The State of Washington, } Appeal from the Circuit Court of the United States for the District of Washington.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Washington, and on motions to dismiss or affirm which were argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the order of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller

Charles H. Nordstrom, vs. The State of Washington. } On consideration of the motion for leave to submit motions to dismiss or affirm herein without giving the notice required by the rules, and of the argument of counsel thereupon had, as well in support of as against the same, and of the terms of the notice which was given,

It is now here ordered by the Court that said motions to dismiss or affirm be taken on Monday the 27th inst.

584. John Romigeval, Appellant, vs. Myrtle Gillett. It is ordered by the Court that the further consideration of the motions to dismiss and to vacate the supersedeas herein be and the same is hereby postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

671. William F. Hale, as Receiver &c., Petitioner, vs. Edward P. Allinson et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

623. The Republic of Colombia, Petitioner, vs. The Cauca Company and The Colombian Construction and Improvement Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit,

643.

645.

argument of Counsel in support of the same,
It is now hereupon ordered by the Court that said
petition be, and the same is hereby, denied.
per Mr. Chief Justice Fuller.

Mart Jones,
vs. Petitioner,
Walter Newton.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now ordered by the Court that said petition be, and the same is hereby, denied.
per Mr. Chief Justice Fuller.

The New England Rail-
road Company,
vs. Petitioner,
Ruth E. Hyde.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now ordered by the Court that said petition be, and the same is hereby, denied.

Monday, May 13th, 1901, Continued.

647. Peyton Rowan et al., Petitioners, vs. E. P. Ide. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

653.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(Per Mr. Chief Justice Fuller.)

649. The Western Union Telegraph Company, Petitioner, vs. Francis N. Burgess. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

655.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(Per Mr. Chief Justice Fuller.)

The Louisville Trust Company, Trustee &c., Petitioner, vs. Leonard Comingor. } On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

In consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted. And it is further ordered that this cause be, and the same is hereby, advanced and assigned for argument with case No. 576.

Per Mr. Chief Justice Fuller.

Anton Menexe, Petitioner, vs. A Cargo of Java Sugar, &c. "Ship Berlarig", James M. Jarvie claimant, } On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Second Circuit.

In consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

Monday, May 13th, 1901, Continued.

670. The United States, Petitioner, vs. Robert McBratney. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Solicitor General Richards and Mr. Assistant Attorney General Hoyt, in support of the same, and Mr. W. Wickham Smith and Mr. Charles Curie, in opposition thereto.

671. The United States, Petitioner, vs. C. E. Lieber. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Solicitor General Richards, in support of the same, with leave to counsel for the respondent to file brief in opposition thereto within one week.

636. Joseph Bancroft & Sons Company, Petitioner, vs. Victor G. Bloede. The petition for a writ of certiorari herein was submitted to the consideration of the Court on a printed argument by Mr. John N. Steele and Mr. Herbert H. Ward, in support of the same, with leave to counsel for the respondent to file brief in opposition thereto within five days.

674. 667. 253. 254.

The Union Steamboat Co., Petitioner, vs. The Erie & Western Transportation Company. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. C. E. Kremer, in support of the same, and Mr. W. A. Canfield, in opposition thereto.

The Connecticut Mutual Life Insurance Co., Petitioner, vs. Sallie E. Hillmon. The petition for a writ of certiorari herein was submitted to to the consideration of the Court on printed arguments by Mr. E. S. Isham, Mr. W. G. Root, Mr. G. E. Porter, and Mr. James W. Green, in support of the same, and Mr. C. F. Hutchings and Mr. J. B. Wheat, in opposition thereto.

Pin Kwan, Petitioner, vs. The United States, Ping Yik, Petitioner, vs. The United States. Mr. Hebon J. May, of Counsel for the Petitioners, submitted to the consideration of the Court a motion to vacate the orders of dismissal entered herein and to reinstate the cases on the docket, and suggestions in relation thereto were submitted by Mr. Solicitor General Richards for the respondent.

Monday, May 13th, 1901. Continued.

651. E. M. Ayres, Plff in Error, vs. John A. Poindexter et al. Mr. Heber J. May, in behalf of counsel for the plaintiff in error, submitted to the consideration of the Court a motion for leave to furnish sixteen printed copies of the record in this cause as printed for the Court below.

669.

193. The International Navigation Company, Petitioner, vs. Farr & Bailey Manufacturing Company. On motion of Mr. Frederic D. McKenney, in behalf of counsel, leave is hereby granted the Clerk to issue the mandate in this cause.

663. William A. Wright et al., Petitioners vs. The United States. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. J. D. Rouse and Mr. William Grant, in support of the same, with leave to counsel for the respondent to file brief in opposition thereto within one week.

651. A. N. King et al., Plffs in Error, vs. The City of Portland et al. Mr. Joel M. Long, of counsel for the defendants in error, sub-

469.

Monday, May 13th, 1901, Continued.

tion of the Court a motion to advance this
use.

he Lake Street Elevated
ailroad Company
vs. Plff in Error,
he Farmers' Loan & Trust
mpany et al.

The motions to
vacate the supersedeas herein or
to dismiss or affirm were sub-
mitted to the Con
sideration of the Court on the record and
printed arguments by Mr. William Burry
nd Mr. Herbert B. Turner, in support of
e same, with leave to counsel for the
laintiff in error to file brief in opposition
ne to within five days.

The State of Kansas,
vs. Complainant,
The State of Colorado.

Mr. Judson S. West,
of Counsel for the
complainant, sub-
mitted to the Con
sideration of the Court a motion for leave to
file a bill of complaint herein, and leave
was granted. Mr. Charles D. Post, of counsel,
for the defendant, to submit objections thereto

Grand Island & Wyoming
Central Railroad Co., et al.,
vs. Appellants,
Thomas Sweeney.

The motions to
dismiss or affirm in this
cause were sub-
mitted to the Con

arguments by Mr. Charles W. Brown, in support of the same, and Mr. C. F. Manderson and Mr. N. K. Boyd, in opposition thereto.

673.

5, Orig.

5911. Edward S. Richards, vs. Iliff in Error, Michigan Central Railroad Company. The motion for a writ of certiorari to correct the record herein was submitted to the consideration of the Court by Mr. George S. Payson, in support of the same, and Mr. John C. Haney, in opposition thereto.

6442. William R. Tucker, Vice-Consul &c., Petitioner, vs. The United States ex rel. Leo Alexander. Mr. Crammond Kennedy, of counsel for the petitioner, submitted to the consideration of the Court a motion to advance this cause.

661. The United States ex rel. Cotter T. Bride, Petitioner, vs. Henry B. F. Macfarland et al., Commissioners &c. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. O. B. Hallam, in support of the same, and Mr. Andrew B. Duvall and Mr. Clarence A. Brandenburg, in opposition thereto.

Edmund Zucker, Receiver &c., Petitioner, vs. The Fidelity Trust & Safety Vault Company, Assignee &c., et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Alexander Pope Humphrey, in support of the same, and Mr. John G. Jimrall and Mr. W. O. Harris in opposition thereto.

The State of Missouri, Complainant, vs. The State of Illinois et al. Defendants. On motion of Mr. B. Schnurmacher, of counsel for the complainant, leave is hereby granted to file a supplemental bill of complaint herein, and on motion of Mr. William M. Springer, of counsel for the defendants, leave is hereby granted to file a demurrer to the fourth paragraph of said supplemental bill and an answer to said supplemental bill, and on motion of Mr. B. Schnurmacher, of counsel for the complainant, leave is hereby granted to file a reply to said answer.

Ex parte In the matter of J. H. Adriaans, Petitioner. Mr. William M. Springer, in behalf of counsel for the petitioner, submitted to the consideration of the Court a motion for

No Session.

Ex parte In the matter of The Wilders' Steamship Co., Petitioner. This case
18 Original. submitted
consider
of the Cour

(Printed arguments by Mr. Dwane & Fox, C
sel for the petitioner, and Mr. Charles Bat
Mr. E. J. McCulloch, Mr. C. H. Lindley, Mr.
Eickhoff and Mr. Paul Neumann, of Cou
for the respondents, with leave to Coun
the petitioner to file additional brief
before Friday next.)

The President and Directors of the Insurance Company of North America, Petitioners, The petitio
a writ of
tiorari to
was subm
to the Cou
tion of the
675. vs.
The Steamship "St. Hubert" &c.

on printed arguments by Mr. Franci
Laws and Mr. John T. Lewis, in suppor
same, and Mr. J. Parker Kirlin, in opp
thereto.

The U.S. for the use and benefit of The Edward Hines Lumber Company, In Error to
Circuit Cour
United Sta
District of
401. vs. Writ in Error,
Frank Henderlong et al.)

counsel for the respective parties to dismiss the writ of error in this cause has been filed, Therefore, in pursuance of said stipulation, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

585. Thomas L. Sloan, Appellant, vs. The United States. Appeal from the Circuit Court of the United States for the District of Nebraska.

It appearing to the Court that a stipulation of counsel for the respective parties to dismiss this appeal has been filed, Therefore, in pursuance of said stipulation, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed.

Per Mr. Chief Justice Fuller.

Proclamation being made the Court is adjourned until Monday next, at twelve o'clock.

Monday, May 20th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Clarence A. Burnum, Esquire, of Wellsville, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney it is ordered that Brainard Tolles, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. A. Whitaker it is ordered that Harwood Hadley, Esquire, of Johnstown, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jasper A. Snow it is ordered that John Eugene Taylor, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. P. Fisher it is ordered that Robert T. Frazier, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. A. Whitaker it is ordered that Louis Prevost Whitaker, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. H. Ralston it is ordered that Louis W.

Monday, May 20th, 1901, Continued.

Massachusetts, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Stockbridge it is ordered that George Philip Wardner, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

225. The American Sugar Refining Company, Petitioner, v. The United States. On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of New York.

Per Mr. Justice McKenna.

	The American Sugar Refining Company, vs. The United States.	On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

936. This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of New York.

per Mr. Justice McKenna.

	John P. Mallett and C. B. Mebegan, vs. The State of North Carolina.	In Error to the Supreme Court of the State of North Carolina.

189. This cause came on to be heard on the transcript of the record from the Supreme Court of the State of North Carolina, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme

affirmed with costs.

per Mr. Justice Shiras.

971. Rollinson Colburn, Franklin N. Mackey, Trustee, et al., Appellants, v. Robert E. Grant, Executor, Augusta J. Colburn et al. Appeal from the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Appeals in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Shiras.

35. The Yazoo & Mississippi Valley Railroad Company et al., Plffs in Error, v. Wirt Adams, Late Revenue Agent. On consideration of the petition for a rehearing herein,

It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Justice Brown.

The Joseph Schlitz Brewing Company, Appellant, vs. The United States. Appeal from the Court of Claims.

237.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Brown.

Florence Audubon and John W. Hulse, Assignee of W. H. Smith, Appellants, vs. Robert W. Shufeldt. Appeal from the Supreme Court of the District of Columbia.

247.

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the order of the said Supreme Court in this cause granting a discharge, covering arrears of alimony be, and the same is hereby, reversed with costs; And that this cause be, and the

preme Court for further proceedings consistent with the opinion of this Court.
Per Mr. Justice Gray.

953. Pin Kwan, Petitioner, vs. The United States.
954. Ping Yid, Petitioner, vs. The United States.
It is ordered by the Court that the further consideration of the motion to vacate the orders of dismissal entered herein and to reinstate the cases be, and the same is hereby, postponed until the next term, and leave is hereby granted The United States to submit a similar motion in cases Nos. 449 and 450, which will also be postponed until the next term.
Per Mr. Chief Justice Fuller.

469. Grand Island & Wyoming Central Railroad Co., et al., Appellants, vs. Thomas Swiney. Appeal from the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and on motion to dismiss or affirm which were argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.
Per Mr. Chief Justice Fuller.

594.
636.
642.

Edward S. Richards, Appellant, vs. The Michigan Central Railroad Company. It is ordered by the Court that the further consideration of the motion for a writ of certiorari herein to correct the transcript of record be, and the same is hereby, postponed until the hearing of the cause on the merits. Per Mr. Chief Justice Fuller.

Joseph Bancroft & Sons Company, Petitioner, vs. Victor G. Bloede. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied. Per Mr. Chief Justice Fuller.

William K. Tucker, Vice Consul &c., Petitioner, vs. The United States ex rel. Leo Alexandroff. On consideration of the motion to advance this cause, It is now here ordered by the Court that said

Monday, May 20th, 1901, Continued.

and the cause assigned for argument on Monday, October 28th next after the cases heretofore assigned for that day.

(per Mr. Chief Justice Fuller.)

651. A. N. King et al., vs. Plffs in Error, The City of Portland et al.

On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, October 28th next, after the cases heretofore assigned, for that day.

(per Mr. Chief Justice Fuller.)

654. E. M. Ayres, vs. Plff in Error, John H. Polsdorfer et ux.

On consideration of the motion for leave to furnish sixteen printed copies of the record used in the Circuit Court of Appeals in this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted.

(per Mr. Chief Justice Fuller.)

661.

662.

The United States ex rel. Potter P. Bride, Petitioner, vs. Henry B. F. M'Farland, John Ross Carter and Lansing A. Beach, Commissioners of the District of Columbia. On petition for a writ of certiorari to the Court of Appeals of the District of Columbia.

In consideration of the petition for a writ of certiorari herein to the Court of Appeals of the District of Columbia, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

The Connecticut Mutual Life Insurance Company, Petitioner, vs. Sallie E. Hillmon. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

In consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

per Mr. Chief Justice Fuller.

Monday, May 20th, 1901. Continued.

663. William A. Wright, Robert A. Cox, and Arthur D. Cornet, Petitioners, vs. The United States. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

670. The United States, Petitioner, vs. Robert McDeatney. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same, is hereby, denied.

Per Mr. Chief Justice Fuller.

673.

675.

Edmund Zacher, as Receiver & Assignee of The Newport News & Mississippi Valley Company, Petitioner, vs. The Fidelity Trust & Safety Vault Company, Assignee, et al.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

In consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

The President & Directors of the Insurance Company of North America, vs. Petitioners, The Steamship "Saint Hubert," Archibald McPherson, Claimant.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

In consideration of the petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition

Monday, May 20th, 1901. Continued.

The State of Kansas, Complainant,
v.
The State of Colorado.

On consideration of the motion for leave to file a bill of complaint herein, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and that a subpœna returnable on Monday, October 14th next be issued and served herein.

(per Mr. Chief Justice Fuller.)

665.

251. Augustus Burgdorf et al., Plffs in Error,
v.
The United States to use of The Vermont Marble Company.

It is ordered by the Court that this cause be, and the same is hereby, restored to the docket for reargument.

(per Mr. Chief Justice Fuller.)

683.

656. City of Pierre, Petitioner,
v.
Godfrey Dunscomb and Frank E. Jennison.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

678.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

674.

The Leicester Mills Company et al, vs. John G. Powell et al, Petitioners, } The petition for a writ of certiorari, herein was submitted to the consideration of the Court on printed arguments by Mr. Nelson Fenton, in support of the same, and Mr. Charles Howson, in opposition thereto.

The Trust Company of North America, vs. The Manhattan Trust Co. Petitioner, } The petition for a writ of certiorari, herein was submitted to the consideration of the Court on printed arguments by Mr. Charles Henry Jones, in support of the same, and Mr. George W. Wickersham, in opposition thereto.

The Paul Shean Sanitary Plumbing & Manufacturing Company et al, vs. The Guaranty Trust Co. of New York and George A. Christie et al, vs. The Guaranty Trust Co. of New York, Petitioners, } The petitions for writs of certiorari herein were submitted to the consideration of the Court on printed arguments by Mr. Alexander Britton, Mr. [illegible] Browne, and Mr. J. W. Terry, in support of

Monday, May 20th, 1901, Continued.

Lovett and Mr. Brainard Tolles, in opposition thereto.

178. Turret Steam Shipping Co., Limited, (Petitioner,) vs. A. G. Hall et al. (Respondents.) On motion of Mr. George Philip Wardner, in behalf of counsel leave is hereby granted the Clerk to issue the mandate in this cause.

685. Luigi Storti vs. The Commonwealth of Massachusetts et al. Appellant, The motions to dismiss, to dismiss or affirm, and to advance the provisions of rule 6 as to notice of said motions were submitted to the consideration of the Court on printed arguments by Mr. A. M. Knowlton, in support of the same, and Mr. William M. Stockbridge and Mr. George Philip Wardner, in opposition thereto.

370. Loeng Un, vs. The United States. Appellant, Appeal from the District Court of the United States for the District of Mont

It appearing to the Court that an authority Counsel for the appellant to dismiss this appeal has been filed, Therefore, in pursu

adjudged, and decreed by this Court that this
Appeal be, and the same is hereby, dismissed.
(per Mr. Chief Justice Tuttle.)

Proclamation being made the Court is ad-
journed until Monday next at twelve o'clock

Monday, May 27th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown, (Associate
George Shiras, Jr., Justices
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
John M. Wright, Esquire, Marshal.,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Charles F. Wilson, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Stockbridge, it is ordered that Arthur W. DeGoesbriand, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

391.

On motion first made to the Court in this be-
half by Mr. Alexander Britton it is ordered
that Charles L. Sturtevant and Arthur P.
Greeley, Esquires, of Washington, District
of Columbia, be admitted to practice as
Attorneys and Counsellors of this Court
and they were sworn accordingly.

On motion first made to the Court in this
behalf by Mr. John Ridout it is ordered,
that Thompson P. Estes, Esquire, of
Pierre, State of South Dakota be admitted
to practice as an attorney and counsel-
lor of this Court and he was sworn ac-
cordingly.

On motion first made to the Court in this
behalf by Mr. A. B. Browne it is ordered,
that Thomas N. Dorr, Esquire, of Mil-
waukee, State of Wisconsin, be admitted
to practice as an attorney and counsel-
lor of this Court and he was sworn accordingly.

John D. Pirie, Robert Scott, George Scott,
Andrew McLeish, Samuel C. Pirie, John
Scott, and James Grassie, trading as Pir-
rie, Pirie, Scott & Co.,
vs.
The Chicago Title & Trust Company, Trustee.

Appellants,

Appeal from the
United States,
Circuit Court
of Appeals for
the Seventh
Circuit.

the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Northern District of Illinois.

(Per Mr. Justice McKenna.

Dissenting:
Mr. Chief Justice Fuller,
Mr. Justice Shiras,
Mr. Justice White, and
Mr. Justice Peckham.)

195.

Ex parte In the matter of Theodore Queen et al., Petitioners. On consideration of the petition for a writ of mandamus herein, the return to the rule to show cause, and the argument of Counsel thereupon had, It is now here ordered by the Court that the rule to show cause be discharged, and that said petition be, and the same is hereby, denied.

(Per Mr. Justice McKenna.)

17. Original.

238.

The Calhoun Gold Mining Company, vs. The Ajax Gold Mining Co. — In Error to the Supreme Court of the State of Colorado

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Colorado, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Peckham

The District of Columbia, Appellant, vs. Stephen Talty — Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed

Per Mr. Justice Peckham

Andrew N. Russell and,
William R. Livermore,
vs. Appellants,
The United States.
No. 219. Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

Per Mr. Justice McKenna.

(Mr. Justice Harlan did not participate in the decision of this case.)

Dissenting:
Mr. Justice Shiras,
Mr. Justice White, and
Mr. Justice Peckham.

Henry Clews, Charles M. Foster and James B. Clews,
vs. Petitioners,
Malcolm M. Jamieson, Roland C. Nickerson, Henry J. Billings et al.
No. 245. On writ of Certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by Counsel. On consideration whereof,

by this Court that the decree of the said United States Circuit Court of Appeals and the decree of the Circuit Court of the United States for the Northern District of Illinois in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Northern District of Illinois for such further proceedings therein as are not inconsistent with the opinion of this Court.

Per Mr Justice Peckham, Dissenting: Mr Justice Harlan.

141. Jetty Simon vs. John M. Craft } In Error to the Supreme Court of the State of Alabama.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Alabama, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr Justice White.

Monday, May 27th, 1901. Continued.

270. The Commercial National Bank, Plff in Error, vs. Alma D. Chambers, as Treasurer of Weber County, Utah. } In Error to the Supreme Court of the State of Utah.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Utah, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice White.

274. The District of Columbia, Plff in Error, vs. Hosea B. Moulton. } In Error to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Court of Appeals with directions to reverse the

Monday, May 27th, 1901, Continued.

of Columbia and to remand the cause to that Court with directions to grant a new trial.

Per Mr. Justice White.

410. Louis Jacobs, Plff in Error, vs. Dora Marks. In Error to the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brown.

669. The Lake Street Elevated Railroad Company, Plff in Error, vs. The Farmers' Loan & Trust Company et al. In Error to the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and on motions to dismiss or affirm which were argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that

same is hereby, dismissed for the want of jurisdiction.

(Per Mr. Justice Brown.)

William A. Carson,
v. (Writ in Error,
The Sewerage Commissioners of the City of Brockton, Plymouth County, Massachusetts.
211. In Error to the Supreme Judicial Court of the State of Massachusetts.

This cause came on to be heard on the transcript of the record from the Supreme Judicial Court of the State of Massachusetts, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Judicial Court in this cause be, and the same is hereby, affirmed, with costs.

(Per Mr. Justice Brown.)

Elias S. A. De Lima, Elias A. De Lima and Edward De Lima, composing the firm of D. A. De Lima & Co.,
v. (Writ in Error,
George R. Bidwell.
456. In Error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and

whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings in conformance with the opinion of this Court.

(Per Mr. Justice [illegible])

Dissenting:
Mr. Justice McKenna,
Mr. Justice Shiras,
Mr. Justice White, and
Mr. Justice Gray.

340. John A. Goetze, doing business and under the firm name and style of John A. Goetze & Co., Appellant, v. The United States. Appeal from the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the

the action of the board of general appraisers.
(per Mr. Justice Brown.)

515. George W. Crossman et al., Appellants, vs. The United States. Appeal from the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to reverse the action of the board of general appraisers.
(per Mr. Justice Brown.)

501. Henry W. Dooley, Louis G. Smith, and Charles W. Ogden, trading as copartners under the firm name of Dooley, Smith & Company, Plffs. in Error, vs. The United States. In Error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United

was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby remanded to the said Circuit Court for further proceedings in consonance with the opinion of this Court.

(per Mr. Justice Brown.)

Dissenting:
Mr. Justice White,
Mr. Justice Gray,
Mr. Justice Shiras and
Mr. Justice McKenna.

509. Carlos Armstrong, Appellant, vs. The United States. Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims for further proceedings not inconsistent with the opin-

Dissenting: Mr. Justice White, Mr. Justice Gray, Mr. Justice Shiras and Mr. Justice McKenna.

507. Samuel B. Downes, doing business under the firm name of S. B. Downes & Company v. George R. Bidwell. In Error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

(Per Mr. Justice Brown:)

(Mr. Justice White, Mr. Justice Shiras, and Mr. Justice McKenna, and Mr. Justice Gray, Concurred in the judgment.)

Dissenting:
Mr. Chief Justice Fuller,
Mr. Justice Harlan,
Mr. Justice Brewer and
Mr. Justice Peckham.)

514. Christian Nigro v. Appellant, New York & Porto Rico Steamship Company. On a certificate from the United States Circuit Court of Appeals for the Second Circuit.

from the United States Circuit Court of Appeals for the Second Circuit, and was argued by Counsel. On consideration whereof, It is the opinion of this Court that the second and third questions must be answered in the affirmative. Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Justice Brown.

166. The Norman Ramsdell, Transportation Company, Plff in Err, v. La Compagnie Generale Transatlantique. On a Certificate from the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on a Certificate from the United States Circuit Court of Appeals for the Second Circuit, and was argued by Counsel. On consideration whereof, It is the opinion of this Court that the first question must be answered in the affirmative and the second question in the negative. Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Justice Gray.

Ex parte In the matter of Orange Fuller, Assignee of Manning G. Butler and Robert E. Butler, Composing the firm of Butler Brothers. Petitioners.

J. Original.

On consideration of the petition for a writ of mandamus herein, the return to the rule to show cause, and the argument of counsel thereupon had, It is now here ordered by the Court that the rule to show cause be discharged, and that said petition be, and the same is hereby, denied.

Per Mr. Justice Harlan.

235. John Glavey, Appellant, v. The United States. Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims for further proceedings consistent with the opinion of this Court.

Per Mr. Justice Harlan.

Dissenting: Mr. Chief Justice Fuller, Mr. Justice Brown, Mr. Justice Peckham and

180. C. J. Lantry, Plff in Error, vs. T. B. Wallace, as Receiver of The Missouri National Bank of Kansas City, Missouri. In Error to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by Counsel. On consideration whereof, It is now hereordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Kansas.

Per Mr. Justice Harlan.

179. Calvin Hood, Plff in Error, vs. T. B. Wallace, as Receiver of The Missouri National Bank of Kansas City, Missouri. In Error to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued

now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs, and that this cause be, and the same is hereby remanded to the Circuit Court of the United States for the District of Kansas.

(per Mr. Justice Harlan.)

239. William R. Reagan, Appellant, v. The United States. Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

(per Mr. Chief Justice Fuller.)

671. The United States, Petitioner, v. C. E. Lockey. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support

ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

674. The Union Steamboat Company, Owner of the Propeller "New York," Petitioner, vs. The Erie & Western Transportation Company et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

665. The Leicester Mills Company et al., Petitioners, vs. John G. Powell and Edmund Powell. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit and of

well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

678. The Paul Shean Sanitary Plumbing and Manufacturing Company et al., Petitioners, vs. The Guaranty Trust Company of New York. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby denied.

Per Mr. Chief Justice Fuller.

679. George A. Christie et al., Petitioners, vs. The Guaranty Trust Company of New York. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of

the Court that said petition be and the same, is hereby, denied.

per Mr. Chief Justice Fuller

683. The Trust Company of North America, Petitioner, vs. The Manhattan Trust Company — On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel, thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller

685. Luigi Storti, Appellant, vs. The Commonwealth of Massachusetts et al — It is ordered by the Court that this cause be and the same is hereby, advanced and assigned for argument on Monday, October 28th next, after the cases heretofore assigned for that day, and consideration of the motions to dismiss or affirm is postponed until the hearing.

Ex parte In the matter of John N. Adriaans, Petitioner. On consideration of the motion for leave to file a petition for a writ of mandamus herein, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

(Per Mr. Chief Justice Fuller.)

The State of Missouri, Complainant, vs. The State of Illinois et al. Original. This cause came on to be heard on the supplemental bill and the demurrer of the defendants to the fourth paragraph of the same. On consideration whereof, It is now here ordered by the Court that said demurrer be, and the same is hereby, sustained.

(Per Mr. Chief Justice Fuller.)

687. The Lake Street Elevated Railroad Company, Plff in Error, vs. The Farmers' Loan & Trust Company et al. In Error to the Supreme Court of the State of Illinois.

The writ of error herein having been dismissed for the want of jurisdiction in case No. 669 on the docket for the present term, It is now here ordered by the Court that this cause be

776. Frank M. Fairbank, Plff in Error, vs. The United States. On motion of Mr. Solicitor General, Richards, of counsel for the defendant in error leave is hereby granted to submit a petition for rehearing herein.

635 Ben de Lemos, Petitioner, vs. The United States. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Thomas H. Clark and Mr. Frank G. Caffey, in support of the same, and Mr. Assistant Attorney General Beck, in opposition thereto.

703. Modern Woodmen of America, Petitioner, vs. Union National Bank of Omaha. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. John L. Kennedy, in support of the same.

697. The British & Foreign Marine Insurance Co., Limited, Petitioner, vs. The International Navigation Co.

698. The Insurance Co. of North America, Petitioner, vs. The International Navigation Co.

699. The Thames & Mersey Insurance Company, Limited, Petitioner, vs. The International Navigation Co.

700. The Atlantic Mutual Insurance Co., Petitioner, vs. The International Navigation Co.

The petitions for writs of certiorari herein were submitted to the consideration of the Court on printed arguments by Mr. Treadwell Cleveland, in support of the same in Nos. 697, 698, 699, and Mr. Lewis Cass Ledyard, in support of the same in No. 700, and Mr. Henry Galbraith Ward, in opposition thereto.

692. The Board of Education of the City of Pierre, Petitioner, vs. Hector D. McLean.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Ivan W. Goodner, in support of the same, and Mr. Robert W. Stewart, in opposition thereto.

694. The County of Hughes, in the State of South Dakota, Petitioner, vs.

The petition for a writ of certiorari herein was sub-

sideration of the Court on printed arguments by Mr. Thompson P. Estes, in support of the same, and Mr. Edward C. Stringer, in opposition thereto.

133. Joel Parker Whitney et al., Appellants, vs. The United States

Mr. C. N. Armes, in behalf of counsel, for the appellants, submitted to the consideration of the Court a motion to modify the decree entered in this cause.

704. The London Company and A. J. Dagger, Appellants, vs. John H. Bolton, J. C. Goodwin et al.

Mr. L. P. Michener, of counsel for the appellees, having filed in open Court the following certificate, to wit:

"Supreme Court, Territory of Arizona, I, Thomas Grindell, Clerk of the Supreme Court of the Territory of Arizona, do hereby certify that in a certain cause pending in said Court wherein The London Co. and A. J. Dagger were appellants, and John H. Bolton, J. C. Goodwin, Mary Goodwin, James H. McClintock and Sarah A. McClintock were appellees, a final decree was rendered by said Supreme Court on the 2nd day of June, A.D. 1899, in favor of the said appellees, and against the said appellants, and

appellants prayed an appeal to the Supreme Court of the United States which was allowed.

In testimony whereof I hereunto subscribe my name and affix the seal of said Supreme Court, at Phoenix, Arizona, this 10th day of May, A.D. 1901.

(Seal)

Thomas Grindell, Clerk.
By Angie B. Parker, Deputy.

moved the Court to docket and dismiss this cause pursuant to the 6th rule; and it appearing to the Court that the appellants have failed to have their cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the Supreme Court of the Territory of Arizona be, and the same is hereby, docketed and dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

701. Charles Meyer, Petitioner, v. Oliver C. Fuller, Trustee.

The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. A.B. Browne, Mr. Alexander Britton, and Mr. Thomas H. Dorr, in support of the same, and leave was granted Counsel for the respondent

680. Daniel E. Dougherty, Petitioner, vs. The United States
681. James P. Farragher, Petitioner, vs. The United States
687. Michael F. Lavin, Petitioner, vs. The United States

The petitions for writs of certiorari herein were submitted to the consideration of the Court on printed arguments by Mr. Francis D. Bracken, in support of the same, and Mr. Assistant Attorney General Beck, in opposition thereto.

260. Annie R. Kean et al., vs. Plaintiffs in Error. The Calumet Canal and Improvement Company.

On motion of Mr. Thomas H. Clark, in behalf of counsel for the plaintiffs in error, it is ordered by the Court that the order of dismissal entered herein on April 23d, 1901, be, and the same is hereby, vacated and set aside and the cause restored to the docket.

581. The City of Huron, Petitioner, vs. Everell M. Warren
582. The City of Huron, Petitioner, vs. Isaac L. Elwood,
644. The City of Huron, Petitioner, vs. Edward D. Shopa

The petitions for writs of certiorari herein were submitted to the consideration of the Court on printed arguments by Mr. John Wood, in support of the same, and Mr. William McFarlane in No. 581, Mr. C. O. Bailey, in No. 582, and Mr. John L. Pyle in No. 644, in opposition thereto.

Monday, May 27th, 1901, Continued.

1113. Jacob Gardner et al., vs. Hoffs in Error, Louis H. Boneselle, Executor &c. Mr. E. W. Bradford, in behalf of Counsel for the Plaintiffs in Error, submitted to the consideration of the Court a motion to recall the mandate issued herein and for leave to submit a petition for Rehearing at the next term.

389. Charles H. Nordstrom, vs. Hoffs in Error, The State of Washington. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. Walter S. Fulton and Mr. Frank B. Crosthwaite, in support of the same, and Mr. James Hamilton Lewis, in opposition thereto.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, May 28th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made, the Court proceeded

389. Charles W. Nordstrom, Plff in Error, vs. The State of Washington, Deft in Error, } In Error to the Supreme Court of the State of Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Washington, and on motions to dismiss or affirm which were argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed, with costs.

Per Mr. Chief Justice Fuller.

Tuesday, May 28th, 1901. Continued.

388. Charles H. Nordstrom, (by his next friend J. Henry Denning), Appellant, vs. A. T. Vande Vanter, Sheriff &c. } It is ordered by the Court that the mandates in these cases issue at once. Per Mr. Chief Justice Fuller.

389. Charles H. Nordstrom, Plff in Error, vs. The State of Washington. }

581. City of Huron, Petitioner, vs. Everett M. Warner. } On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

582. City of Huron, Petitioner, vs. Isaac L. Elwood. } On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered

same is hereby, denied.
per Mr. Chief Justice Fuller.

City of Huron
vs. Petitioner,
644. Edward D. Shepard. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is, hereby, denied.
per Mr. Chief Justice Fuller.

Ben de Lemos,
vs. Petitioner;
635. The United States. On petition for a writ of certiorari or a writ of mandamus to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari or a writ of mandamus herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.
per Mr. Chief Justice Fuller.

672. The Board of Education of the City of Pierre vs. Hector McLean, Petitioner, — On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of Certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by this Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

680. Daniel E. Doughetty, Petitioner, vs. The United States. — On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of Certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

Tuesday, May 28th, 1900, Continued.

681. James P. Farraher, Petitioner, vs. The United States. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

687. Michael F. Lavin, Petitioner, vs. The United States. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

Tuesday, May 28th, 1901. Continued.

694.	The County of Hughes in the State of South Dakota, Petitioner, vs. Crawford Livingston.	On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

697.	The British and Foreign Marine Insurance Company, Limited, Petitioner vs. The International Navigation Company.	On petition for a writ of certiorari, to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

698. The Insurance Company of North America, Petitioner, vs. The International Navigation Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby denied.

Per Mr. Chief Justice Fuller.

699. The Thames and Mersey Insurance Co, Limited, Petitioner, vs. The International Navigation Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

700. The Atlantic Mutual Insurance Company, Petitioner, vs. The International Navigation Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.

703. Modern Woodmen of America, Petitioner, vs. Union National Bank of Omaha. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.

133. Joel Parker Whitney et al., Appellants, vs. The United States et al. It is ordered by the Court that the consideration of the motion to modify the decree of this Court in this cause be, and the same is hereby, postponed until the next term, and that the mandate be stayed until the further order of the Court.

Per Mr. Chief Justice Fuller.

143. Jacob Gardner et al., Plaintiffs in Error, vs. Louis A. Bonesteel, Executor. On consideration of the motion to recall the mandate issued herein and for leave to submit a petition for rehearing at the next term, It is now ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

242. Andrew A. Russell et al., Appellants, vs. The United States. Mr. J. A. Hayden, of Counsel for the appellants, submitted to the consideration of the Court a motion for leave to submit a petition for rehearing herein at the next term.

Order.

It is now here ordered by the Court that all the causes on the docket not decided, and all the other business of the term not disposed of by the Court, be, and the same are hereby, continued until the next term of the Court.

(Per Mr. Chief Justice Fuller.)

Proclamation being made the Court is adjourned to the time and place appointed by law.

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At the Capitol of the United States in the City of Washington and District of Columbia, being the present seat of the National Government of the United States, on the second Monday of October (being the fourteenth day of the same month,) in the year of our Lord one thousand nine hundred and one, and of the Independence of the United States the one hundred and twenty-sixth, the Supreme Court of the United States met agreeably to law.)

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Matthew G. Reynolds it is ordered that Lawson M. Magruder, Esquire, of Vicksburg, State of Mississippi, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.)

On motion first made to the Court in this behalf by Mr. John C. Douglass it is ordered that Robert A. Knight, Esquire, of Springfield, and Charles M. Rice, Esquire, of Worcester, State of Massachusetts, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. D. Puckett it is ordered that Mortimer N. Stanford and Luther C. Harris, Esquires, of Duluth, State of Minnesota, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Arthur C. Rounds it is ordered that McCready Sykes, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. M. DeGoosh it is ordered that Willis W. Stover, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Miller Outcalt it is ordered that Morrison R. Waite, Esquire, of Cincinnati, State of Ohio,

Counsellor of this Court and he was sworn accordingly

On motion first made to the Court in this behalf by Mr. D.W. Baker it is ordered that James A. McGifford, Esquire, of Ashtabula, State of Ohio, and James F. Scagge, Esquire, of the District of Columbia, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. L.E. Payson it is ordered that Anthony J. Porter, Esquire, of the City and State of New York, Thomas F. Faunteroy, Esquire, of St. Louis, State of Missouri, and John W. Adams, Esquire, of Wichita, State of Kansas, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Edward A. Thomas it is ordered that Leo Simmons and John E. Taylor, Esquires, of Washington, District of Columbia, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Silas Hare it is ordered that Jared W.

be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

The Chief Justice announced that all motions noticed for to-day would be heard tomorrow and that the Court would commence the call of the docket tomorrow pursuant to the 76th Rule.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, October 15th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
David J. Brewer,
Henry B. Brown,
George Shiras Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. R. Webster it is ordered that Robert Ryan, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. W. Dudley it is ordered that Samuel M. Sayler, Esquire, of Huntington, State of Indiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George P. B. Jackson it is ordered that P. L. Edelen, Esquire, of Frankfort, and P. J. Nanlon, Esquire, of Covington, State of Kentucky, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. P. B. Crosthwaite it is ordered that Reese M. Ling Esquire, of Prescott, Territory of Arizona, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. G. Johnson it is ordered that Gardner Ruggles, Esquire, of Austin, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry M. Hoyt it is ordered that J. H. Zevely, Esquire, of Jefferson City, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. D. W. Baker it is ordered that Benjamin S. Minor, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

counsellor of this Court and he was sworn ac-
cordingly.

On motion first made to the Court in this behalf
by Mr. J. K. McGowan it is ordered that Horace N.
Cobb, Esquire, of Fort Worth, State of Texas, be ad-
mitted to practice as an attorney and coun-
sellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf
by Mr. John F. Dillon it is ordered that A. L. Pin-
coffs, Esquire, of New York City, be admitted to
practice as an attorney and Counsellor of
this Court and he was sworn accordingly.

On motion first made to the Court in this behalf
by Mr. John Ridout it is ordered that Seward
D. Haseltine, Esquire, of Springfield, State of
Missouri, be admitted to practice as an
attorney and counsellor of this Court and
was sworn accordingly.

On motion first made to the Court in this be-
half by Mr. J. Althens Johnson it is ordered,
that Ellwood O. Wagenhorst, Esquire, of
Washington, District of Columbia, be admitted
practice as an attorney and Counsellor of
this Court and he was sworn accordingly.

Tuesday, October 15th, 1901, Continued.

The United States,
144. vs. Appellant,
A. D. Morgan, Master of the Steam Tug "Frank A. Lowe."

Appeal from the United States Circuit Court of Appeals for the Fourth Circuit.

This cause having been called to the attention of the Court by Mr. Solicitor General Richards, of Counsel for the appellant, and he having moved the Court to dismiss this cause; Therefore, in pursuance of said motion, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed.

(Per Mr. Chief Justice Fuller.)

Ferdinand Eidman, Collector &c.,
287. vs. Plff in Error,
Miguel R. Martinez, Ancillary Admr &c.,
Frank R. Moore, Collector &c.,
295. vs. Plff in Error,
Max Ruckyaber, Sr., Sole Executor &c.

On motion of Mr. Solicitor General Richards, of Counsel for the Plaintiffs in error, It is ordered by the Court that these cases be, and they are hereby, re-assigned for argument on Monday, November 11th next.

James D. Patton, trading as J. D. Patton & Company,
16. vs. Plff in Error,
J. D. Brady, Collector &c.

The motion to vacate the order of publication and to dismiss the writ of error herein was submitted to the consideration of the Court on printed argu-

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in support of the same, and Mr. William L. Royall, in opposition thereto.

The City of Galveston, Petitioner, vs. The United States Mortgage Trust Co., et al. — The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. D. W. Baker and Mr. James B. Stubbs, in support of the same, and Mr. Julian T. Davies, Mr. R. S. Lovett and Mr. Brainard Tolles, in opposition thereto.

George L. Whitman, Petitioner, vs. Kate A. Norton.
George L. Whitman, Petitioner, vs. John Walls, Receiver &c.
George L. Whitman, Petitioner, vs. The Citizens Bank of Reading, &c.
The petitions for writs of certiorari herein were submitted to the consideration of the Court on printed arguments by Mr. William L. Wilson, in support of the same, and Mr. C. E. Hughes and Mr. Arthur C. Rounds, in opposition thereto in No. 425, and Mr. W. B. Hornower and Mr. McCready Sykes, in opposition thereto in Nos. 426 and 427.

M. O. Murphy et al., Appellants, vs. James L. Tillen et al. — The motion to advance this cause was submitted to the consideration of the Court by Mr. John T. Dillon, Mr. Harry

in support of the same, and Mr. Rochester Ford, in opposition thereto.

290. William E. Hale Receiver &c., v. Petitioner, Edward P. Allinson et al. — Mr. John T. Dillon, of counsel for the petitioner, submitted to the consideration of the Court a motion to advance this cause.

391. Kate Doodle et al., v. Petitioners, R. R. Coleman et al. — The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. J. W. Adams and Mr. R. E. Ball, in support of the same, and Mr. David Smyth, in opposition thereto.

394. Lottie F. Powers, v. Petitioner, Massachusetts Homoeopathic Hospital. — The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Arthur H. Russell, in support of the same, and Mr. Solomon Lincoln, in opposition thereto.

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harles Stewart, Appt, vs. The Washington & Alaska Steamship Co.
he Pacific Steam Whaling Co, Appt, vs. The United States;
he Pacific Coast Steamship Co, Appt, vs. The United States.
he Pacific Coast Steamship Co, Appt, vs. The United States.
he Pacific Coast Steamship Co, Appt, vs. The United States.

Mr. S. M. Stockslager submitted to the consideration of the Court a motion to advance these cases and assign them for argument with case No. 52.

. Bement & Sons,
vs. } In Error
The National Harrow
Company.

The motion to dismiss in this cause was submitted to the consideration of the Court on the

ecord and printed arguments by Mr. Edwin
. Risley, in support of the same, and Mr. Edward
hill, Mr. Clark C. Wood, and Mr. Henry J.
oodinham, in opposition thereto.

ubbee A. Cole,
vs. } In Error,
S. Garland et al.

The motion to dismiss in this cause, was submitted to the consideration

the Court on the record and printed argu
nts by Mr. J. A. Ralston, in support of the
me, and Mr. Rublee A. Cole, in opposition
reto.

1133. Henry Nelson, Claimant &c., vs. Petitioners, A. Buchanan, Claimant &c. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. J. N. Ralston, in support of the same.

* see page 22

1132. John N. Stewart, vs. Petitioner, Village of Ashtabula, Ohio, et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Morison R. Waite, in support of the same, and Mr. James H. McGiffert, in opposition thereto.

253 of 1900. Pin Kwan vs. Petitioner The United States.

254 of 1900. Ping Gid, vs. Petitioner, The United States. The motion to reinstate these cases on the docket was re-submitted to the consideration of the Court by Mr. Heber J. May, of Counsel for the petitioners.

1134. Morgan's Louisiana & Texas Railroad & Steamship Co., vs. Petitioner, The Schooner "Robert Graham Dun" &c. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Max-

well Evarts, in support of the

was granted Counsel for the Respondent to file brief in opposition thereto on or before the 21st instant.

403. Louisa V. Kidd Executrix &c., vs. Plffs in Error, The State of Alabama.) Mr. Thomas N. Clark, of Counsel for the defendant in error, submitted to the consideration of the Court a motion to advance this cause.)

62. S. A. and S. C. Haseltine, vs. Plffs in Error, The Central National Bank of Springfield, Mo. The motion to dismiss in this cause was submitted to the consideration of the Court on the record and a printed argument by Mr. John Ridout, in support of the same, and leave was granted Counsel for the plaintiff in error to file a printed brief in opposition thereto on or before the 21st instant.)

353. Alvin A. Armstrong et al., vs. Plffs in Error, Simon D. Meyer et al. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. Robert Ryan and Mr. Walter J. Lamb, in support of the same and Mr. C. O. Whedon, Mr. L. C. Burr and Mr. C. L. Burr,

motions to dismiss or affirm and briefs in support thereof from the files, for an order requiring defendants in error to forthwith restore to plaintiffs in error and deliver to them possession of the premises in controversy, and to show cause why they should not be punished for contempt, was submitted to the consideration of the Court by Mr. L. C. Burr, Mr. C. L. Burr and Mr. C. Whedon, in support of the same, and Mr. Roger Ryan and Mr. Walter J. Lamb, in opposition thereto.

306. The Board of Councilmen of the City of Frankfort, Appellant, vs. The State National Bank of Frankfort, Ky.

Mr. F. J. Hanly in behalf of counsel submitted to the consideration of the Court a motion to advance the cause.)

255. The City of Covington, et al., Appellants, vs. The First National Bank of Covington.

Mr. F. J. Hanly of counsel for the appellants, submitted to the consideration of the Court a motion to advance this cause.)

10, Original. The State of Kansas, Complainant, vs. The State of Colorado.

On motion of Mr. D. McKenney, in behalf of counsel for the defendant, leave

is hereby granted to file the demurrer of the

pendant to the bill of complaint herein.)

236. The Mutual Life Insurance Company of New York, vs. Plff in Error, Alphonsine McGreal, — On motion of Mr. Frederic D. McKenney, of counsel for the plaintiff, in error, It is ordered by the Court that counsel for the plaintiff in error be granted three weeks within which to file brief in opposition to the motions to dismiss or affirm in this cause.

50. Hippolite Tilhiol et al., vs. Plffs in Error, Charles E. Mounicee et al. — On motion of Mr. J. A. McGowan, of counsel for the plaintiffs in error, It is ordered by the Court that this cause be, and the same is hereby, passed, subject to provisions of section 9 of Rule 16.

417. Isadore Minder, vs. Plff in Error, The State of Georgia, — On motion of Mr. J. E. Lackey, in behalf of counsel for the plaintiff in error, leave is hereby granted the plaintiff in error to prosecute this cause in forma pauperis and it is ordered that the record be printed, at the public expense.)

124. The French-Glenn Live Stock Company vs. Alva Springer. In Error.

Mr. C. A. Keigwin counsel for the Plaintiff in error, submitted to the consideration of the Court a motion to remit part of the Clerk's fee for superintending printing of the record in this cause.)

349. The Vicksburg Water Works Co., vs. The Mayor and Aldermen of the City of Vicksburg. Appellant.

On motion of Mr. E. J. Bowers, on behalf of counsel for appellant, It is ordered that this cause be, and the same is hereby, advanced, to be submitted as under the 30th Rule.

431. Southern Pacific Company, vs. Kate Glargin, Administratrix. Petitioners.

The petition for writ of certiorari herein was submitted to the consideration of the Court by Mr. L. E. Payson and Mr. Thomas T. Tunnicliff, Mr. Shepard Barclay, in support of the same.)

378. Luigi Storti vs. The Commonwealth of Massachusetts et al. Appellant.

On motion of Mr. A. De Gooch, of counsel for the appellees, it is ordered by the Court that this cause be

and the same is hereby, advanced and assigned for argument on the 28th instant after

heretofore assigned for that day.)

27. Charles A. Nutting, Plff in Error, v. The Commonwealth of Massachusetts. On motion of Mr. A. W. DeGoosh, of counsel for the defendant in error, It is ordered by the Court that this cause be, and the same is hereby passed, subject to the provisions of Section 9 of Rule 16.

23. The State of Minnesota ex rel. William B. Mohler, Plff in Error, v. Phil. T. Megaarden, as Sheriff of Hennepin County, Minnesota. In Error to the Supreme Court of the State of Minnesota.

This cause having been called for hearing in its regular order, and a stipulation to dismiss this cause having been filed, Therefore, in pursuance of said stipulation, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed.

(Per Mr. Chief Justice Fuller.)

140. The Pacific States Savings, Loan & Building Company, Plff in Error, vs. Thomas F. Howells et al. In Error to the Supreme Court of the State of Utah.

It appearing to the Court that a stipulation of Counsel for the respective parties to dismiss this cause has been filed, Therefore, in pursuance of said stipulation, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

184. Grand Island & Wyoming Central Railroad Co. et al., Appellants, vs. Thomas Sweeney. Appeal from the United States Circuit Court of Appeals for the Eighth Circuit.

It appearing to the Court that a stipulation of Counsel for the respective parties to dismiss this cause has been filed, Therefore, in pursuance of said stipulation, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

185. Grand Island & Wyoming Central Railroad Co., et al., Appellants, v. Thomas Sweeney. Appeal from the United States Circuit Court of Appeals for the Eighth Circuit.

It appearing to the Court that a stipulation of counsel for the respective parties to dismiss this cause has been filed, Therefore, in pursuance of said stipulation, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

186. Grand Island & Wyoming Central Railroad Co., et al., Appellants, v. Thomas Sweeney. Appeal from the United States Circuit Court of Appeals for the Eighth Circuit.

It appearing to the Court that a stipulation of counsel for the respective parties to dismiss this cause has been filed, Therefore, in pursuance of said stipulation, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

196. North American Transportation & Trading Co., Plff in Error, v. George Ransberry. In Error to the Supreme Court of the State of Washington.

It appearing to the Court that a stipulation of counsel for the respective parties to dismiss this cause has been filed, Therefore, in pursuance of said stipulation, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Fuller.

301. The Leavenworth City & Fort Leavenworth Water Co., Plff in Error, v. The City of Leavenworth. In Error to the Supreme Court of the State of Kansas.

It appearing to the Court that a motion by counsel for the plaintiff in error to dismiss this cause has been filed, Therefore, in pursuance of said motion, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

John Cadwalader, late Collector of Customs for the District of Philadelphia, Petitioner, vs. Charles A. Meyer and Joseph R. Dickinson, trading as Meyer & Dickinson. On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

2.

This cause having been called for hearing in its regular order and Mr. Solicitor General Richards, of counsel for the petitioner, having moved the Court to dismiss the writ of certiorari herein, Therefore, in pursuance of said motion, It is now here ordered and adjudged by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

Fred A. Baker, Plff in Error, vs. Stephen Baldwin. On motion of Mr. A. B. Hall, of counsel for the plaintiff in error, It is ordered

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by the Court that this cause be, and the same is hereby, passed temporarily.

The Southern Pacific Railroad Co., Plff in Error, vs. Isaac F. Bell. On motion of Mr. Max Evarts and Mr. Wells of counsel for the plaintiff in error, It is ordered by the

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to be heard with case No. 82, as one case.)

5. The Gulf & Ship Island Railroad Co., Plff in Error, vs. George P. Lewis, Tax Collector &c. Deft in Error,

Reargument of this cause was commenced by Mr. E. J. Bowers, of Counsel for the plaintiff in error, and continued by Mr. R. C. Beckett, of Counsel for the defendant in error, and Mr. Edward Mayes, of Counsel for the plaintiff in error.)

* 41. The Augusta Manufacturing Co., et al. Appellants, vs. The Gaston Cotton Mills et al.

Mr. John F. Morgan, of Counsel for the appellants, submitted to the Consideration of the Court a suggestion of a diminution of the record and motion for a writ of certiorari, herein.)

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

410. Santiago Ainsa, Admr. &c., Appellant
vs.
The United States.

On motion of Mr Matthew G. Reynolds of counsel for the appellee,

It is ordered by the Court that this cause be, and the same is hereby, passed, subject to the provisions of section 7 of Rule 16.

77. The Glucose Sugar Refining Company,
vs.
George T. Harding et al.

Plff in Error,

On motion of Mr. John P. Wilson, of counsel for the Plaintiff in error, It is ordered by the Court that this cause be, and the

910. John K. Cowen and Oscar G. Murray, Receivers of The Baltimore & Ohio Railroad Company, Plffs in Error, vs. Adelaide M. Merriman, Administratrix d. b. n. of estate of John A. Merriman, deceased. In Error to the Court of Appeals of the District of Columbia.

It appearing to this Court that a motion by Counsel for the plaintiffs in error to dismiss this cause has been filed, Therefore, in pursuance of said motion, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

(Per Mr. Chief Justice Fuller.)

911. J. M. Bear & Company, D. M. Bohannon, H. Baer et al., Appellants, vs. Robert C. Chase, Trustee in Bankruptcy of T. D. Rhodes. Appeal from the United States Circuit Court of Appeals for the Fourth Circuit.

It appearing to the Court that a motion by Counsel for the appellants to dismiss this cause has been filed, Therefore, in pursuance of said motion, It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

(Per Mr. Chief Justice Fuller.)

5. The Gulf & Ship Island Railroad Company vs. Hiffin Error, George P. Howes, Tax Collector. The argument of this cause was concluded by Mr Edward Mayes, of counsel for the plaintiff in error.

6. Elliott H. Phelps et al. vs. Hyde in Error, Robert Radford Beard, Receiver. Ordered by the Court that this cause be, and the same is hereby, passed subject to the provisions of section 9 of Rule 9.

8. John D. Weber et al. vs. Appellants, John H. Dillon, County Treasurer of Blaine County, Oklahoma Territory. Appeal from the Supreme Court of the Territory of Oklahoma.

This cause having been called for hearing in its regular order, and it appearing to the Court that this is the second term at which this cause has been called for argument, and that neither party is now prepared to argue the same, it is considered by the Court that this cause should be dismissed at the costs of the appellants, pursuant to the 16th Rule of this Court. Whereupon, It is now here ordered, adjudged, and decreed by this Court that this

with costs.

(per Mr. Chief Justice Fuller.)

11. The Missouri, Kansas & Texas Railway Company, Plff in Error, v. A. W. Hickman et al., as the Board of Railroad & Warehouse Commissioners of Missouri.

This cause was argued by Mr. George P. B. Jackson, of counsel for the plaintiff in error, and submitted on a printed argument by Mr. Edward C. Crow, of counsel, for the defendants in error.

7. Charles T. Champion, Appellant, v. John C. Ames, U.S. Marshal.

943. John Francis et al., Petitioners, v. The United States.

It is ordered by the Court that three counsel be allowed to argue these cases, for the appellant and petitioners and that counsel on each side be allowed one hour additional for the argument.

The argument of these cases was commenced by Mr. William D. Guthrie, of counsel for the appellant, and continued by Mr. Miller Outcalt, of counsel for the petitioners.

106.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna, Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened

On motion first made to the Court in this behalf by Mr. J. H. McGowan it is ordered that Will D. Gould, Esquire, of Los Angeles, State of California, and William C. Keegin, Esquire, of Washington, District of Columbia, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

The Texas & Pacific Railway Company
vs. Plff in Error,
John Mineland.

In Error to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause having been called to the attention

the plaintiff in error, and the same having moved the Court to dismiss this cause, Therefore, in pursuance of said motion, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby dismissed with costs.

Per Mr. Chief Justice Fuller.

No. 193. Charles F. Champion, Appellant, vs. John C. Ames, U.S. Marshal. John Francis et al., Petitioners, vs. The United States.

The argument of the case last was continued by Mr. Millen Outcalt of counsel for the petitioners, and Mr. Assistant Attorney General Beck, of counsel for the appellee and respondent, and concluded by Mr. George F. Edmunds, of counsel for the petitioners.

No. 17. The Carnegie Steel Company, (Limited), Petitioner, vs. The Cambria Iron Co.

On motion of Mr. James I. Kay, of counsel for the respondent, one hour additional is hereby allowed counsel on each side for the argument of this cause.)

The argument of this cause was commenced by Mr. Thomas N. Barkewell, of counsel for the petitioners.

Proclamation being made, the Court is adjourned until to-morrow at twelve o'clock.

Friday, October 18th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Thomas B. Reed it is ordered that James K. Barkwell, Esquire, of Pittsburg, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. P. T. Dodge it is ordered that Horace A. Dodge, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this be
by Mr. Thomas Worthington it is ordered th
Silas H. Strawn, Esquire, of Chicago, State
Illinois, be admitted to practice as an attor
and Counsellor of this Court and he was sw
accordingly.

On motion first made to the Court in this beha
Mr. Thomas H. Clark it is ordered that Hart
Mccartney, Esquire, of Chicago, State of Illi
be admitted to practice as an attorney an
Counsellor of this Court and he was sworn
accordingly.

On motion first made to the Court in this be
by Mr. W. A. H. Miller it is ordered that Ke
Smith Miner, Esquire, of San Francisco, S
of California, be admitted to practice as
Attorney and Counsellor of this Court and
was sworn accordingly.

17. The Carnegie Steel Company, (Limited.), Petitioner, vs. The Cambria Iron Company.

The marginal
of this cause
Continued by
Thomas H. Clark
of Counsel for
Petitioner, and Mr. Francis T. Chambers and
James S. Kay, of Counsel for the Respondent.

Proclamation being made the Court is adjourn
until Monday next at [illegible]

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Henry B. Brown
George Shiras Jr. Associate
Edward D. White Justices
Rufus W. Peckham
Joseph McKenna

John M. Wright Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr Solicitor General Richards it is ordered that Maughon Robinson Hitch, Esquire, of New Bedford, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. A. Pradt it is ordered that Robert M. Bashford, Esquire, of Madison, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf

Cohen, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas A. Clark it is ordered that Thomas R. Brown, Esquire, of Cadillac, State of Kentucky, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. A. Ralston it is ordered that Charles J. Kappler, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

54. Holzapfel's Compositions Company, (Limited), Petitioner vs. Rahtjen's American Composition Company. On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be,

and the same is hereby reversed with costs, and that the decree of the Circuit Court of the United States for the Southern District of New York, be, and the same is hereby, affirmed. It is further ordered that this cause be, and the same is hereby, remanded to the said Circuit Court.

(Per Mr. Justice Peckham.)

The Knoxville Iron Company, In Error to the
vs. Supreme Court
Samuel Harbison. of the State of Tennessee.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Tennessee, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed, with costs, and interest until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Tennessee.

(Per Mr. Justice Shiras.

Dissenting:
Mr. Justice Brewer and
Mr. Justice Peckham.)

The Dayton Coal and Iron Company, Plff in Error, vs. T. A. Barton. } In Error to the Supreme Court of the State of Tennessee.

26.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Tennessee, and was argued by Counsel. On Consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs, and interest until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Tennessee.

Per Mr. Justice Shiras.

Dissenting:
Mr. Justice Brewer and
Mr. Justice Peckham.

Charles Mayer, Petitioner, vs. Oliver C. Fuller, Trustee. } On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

335.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

James D. Patton, trading as J.D. Patton & Company, vs. Plffs in Error, J. D. Brady, Collector &c. It is ordered by the Court that the further consideration of the motions to vacate the order of publication and to dismiss the writ of error herein be, and the same is hereby, postponed until the hearing of the cause on its merits.

(per Mr. Chief Justice Fuller)

Charles Stewart, Appt, vs. The Washington & Alaska Steamship Co.
The Pacific Steam Whaling Co., Appt, vs. The United States
The Pacific Coast Steamship Co., Appt, vs. The United States.
The Pacific Coast Steamship Co., Appt, vs. The United States
The Pacific Coast Steamship Co., Appt, vs. The United States.

On consideration of the motion to advance these cases for argument with case No. 53,

It is now here ordered by the Court that said motion be, and the same is hereby, granted, and that the cases be argued with No. 53 as one case.

(per Mr. Chief Justice Fuller)

F. Bement & Sons, vs. Plffs in Error, The National Harrow Co. It is ordered by the Court that the further consideration of the motion to dismiss this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

(per Mr. Chief Justice Fuller)

255. The City of Covington et al., Appellants, vs. The First National Bank of Covington, Ky.

On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby granted, and the cause assigned for argument on Monday, March 3, 1902.

Per Mr. Chief Justice Fuller

290. William E. Hale, Receiver &c., Petitioner, vs. Edward P. Allinson et al.

On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby denied.

Per Mr. Chief Justice Fuller.

306. The Board of Comeilmen of the City of Frankfort, Appellant, vs. The State National Bank of Frankfort, Ky.

On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby granted, and the cause assigned for argument on Monday, March 3d, 1902, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

388. N. O. Murphy et al., Appellants, vs. James L. Iller et al. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, March 3d, 1902, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

394. Lottie F. Powers, Petitioner vs. Massachusetts Homoeopathic Hospital. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

399. Kate Toothe, W. W. Wheeler et al., Petitioners, vs. R. R. Coleman and C. D. Lynch. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of cer-

of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

403. Louisa V. Kidd, Executrix, vs. The State of Alabama. In Error, etc. It is ordered by the Court that further consideration of the motion to advance this cause be, and the same is hereby postponed for a more definite statement as to its grounds.

Per Mr. Chief Justice Fuller.

404. The City of Galveston, Petitioner, vs. The United States Mortgage & Trust Co., et al. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit,

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

425. George L. Whitman, Petitioner, vs. Kate A. Norton. On petition for writ of certiorari, to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

426. George L. Whitman, Petitioner vs. John Watts, as Receiver of The American National Bank of Arkansas City. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

427.	George L. Whitman, vs. The Citizens Bank of Reading, Pennsylvania,	On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

431.	Southern Pacific Company, vs. Kate Geargin, as Administratrix of the estate of P. G. Geargin, deceased.	On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby denied.

Per Mr. Chief Justice Fuller.

John N. Stewart
vs. Petitioner
The Village of Ashtabula, Ohio, et al.

On petition for writ of Certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

In consideration of the petition for a writ of Certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of Counsel thereupon had, and in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby denied.

Per Mr. Chief Justice Fuller.

Henry Nelson, Claimant of the American Ship "Columbia", and George Doole, Surety &c.,
vs. Petitioners,
A. Buchanan, Claimant of the Bark "Ravensecourt", et al.

On petition for writ of Certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

In consideration of the petition for a writ of Certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of Counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

339. Rublee A. Cole, Plff in Error, vs. F. S. Garland and The Bank of Hamilton. In Error to the United Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and on a motion to dismiss which was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

353. Alvin N. Armstrong and Samuel G. Armstrong, Partners doing business under the firm name & style of Armstrong Printing Co., Plffs in Error, vs. Simon D. Mayer, Henry L. Mayer et al. In Error to the Supreme Court of the State of Nebraska.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Nebraska, and on motions to dismiss or affirm which were argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for

the want of jurisdiction.

(per Mr. Chief Justice Fuller.)

133 of Oct. T. 1900. Joel Parker Whitney et al., Appellants, vs. The United States et al. On consideration of the motion to modify the decree of this Court in this cause, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

276 of Oct. T. 1900. Frank M. Thurbank, Plff in Error, vs. The United States. On consideration of the petition for a rehearing in this cause, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

277 of Oct. T. 1900. Andrew H. Russell et al., Appellants, vs. The United States. On consideration of the motion for leave to file a petition for a rehearing herein, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

The French-Glenn Live Stock Company
vs. Writ of Error,
194. Alva Springer.

On consideration of the motion to remit part of the Clerk's fee. for supervising the printing of the record in this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted.

(per Mr. Chief Justice Fuller.)

Benjamin D. Greene et al.,
365. vs. Appellants,
William Henkel, U.S. Marshal.

Mr. Solicitor General Richards, of counsel for the appellee, submitted to the consideration of the Court a motion to advance this cause, and leave was granted Mr. A. J. Rose, of counsel for the appellant to file suggestions in relation thereto on or before Thursday next.

Wilcox & Gibbs Sewing Machine Company,
352. vs. Petitioner.
Thomas P. Shenborne, Jr., etal.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. George Tucker Bispham, Mr. Preston K. Erdman, and Mr. Hubert Howson, in support of the same, and Mr. John G. Johnson and Mr. Frank P. Prichard, in opposition thereto.

387.

351.

371.

10, Origin

Kodomo Fence Machine Co., Petitioner, v. Alva L. Kitselman et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Thomas A. Banning and Mr. Ephraim Banning, in support of the same, and Mr. Robert H. Parkinson, in opposition thereto.

Alexander E. Orr et al., Executors &c., Plffs in Error, v. Theodore P. Gilman, Comptroller &c., et al. Mr. Julius Henry Cohen, in behalf of counsel, submitted to the consideration of the Court a motion to advance this cause.

Yellow Poplar Lumber Co., Petitioner, v. John T. Daniel. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. John N. Baldwin, Mr. John T. Yeager, and Mr. J. W. M. Stewart in support of the same, and Mr. Thomas R. Brown, in opposition thereto.

The State of Kansas, Complainant, v. The State of Colorado et al. On motion of Mr. A. A. Godard, of counsel for the complainant,

Court that leave be granted the defendant to file a printed brief herein on or before December 2d, to complainant to file a brief in reply on or before February 3d, and that the cause be assigned for argument on Monday, February 17th next.)

259. Francis Winslow et al., substituted trustees &c., vs. Appellants, The Baltimore & Ohio R.R.Co.

The motion to advance this cause was submitted to the consideration of the Court by Mr. William G. Johnson, in support of the same, and Mr. George E. Hamilton and Mr. M.J. Colbert, in opposition thereto.

310. The Campbell Printing Press & Manufacturing Co., vs. Petitioner, The Duplex Printing Press Co.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Louis W. Southgate, in support of the same, and Mr. Arthur E. Dowell, in opposition thereto.

202. The Hanover National Bank of New York City vs. Plaintiff in Error, Max Moyses.

Mr. R.C. Beckett, in behalf of counsel, submitted to the consideration of the Court a motion to advance this cause.)

1135. Robert Herbst, Plaintiff in Error, vs. The Steamship "Asiatic Prince" &c. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. J. Hubley Ashton, in support of the same, and Mr. J. Parker Kirlin, in opposition thereto.

376. John P. Kumler vs. George W. Hale, Executor &c. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. J. B. Foraker and Mr. Orville S. Brumback, in support of the same, and Mr. Barton Smith and Mr. R. N. Baker, in opposition thereto.

52. The State of Iowa vs. Edwin O. Rood et al. On motion of Mr. Thomas H. Clark, in behalf of counsel, It is ordered by the Court that this cause be, and the same is hereby, passed subject to the provisions of section 7 of Rule 24.

68. Freida Schraderley, Plaintiff in Error, vs. The Board of County Commissioners of the County of Lucas. On motion of Mr. A. B. Johnson, of counsel for the plaintiff in error, It is ordered by the Court that this cause be and the

Continued until the next term, per stipulation of counsel.

The Board of County Commissioners of the County of Lake, Petitioner, vs. The Keene Five Cent Savings Bank

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. N. B. Johnson, Mr. Charles Cavedder, Mr. C. S. Thomas, and Mr. W. H. Bryant, in support of the same, and Mr. Edmund F. Richardson, in opposition thereto.

300. Joseph A. Beals, vs. Plff in Error, James J. Cone.

The motion for a supersedeas herein was submitted to the consideration of the Court by Mr. A. B. Johnson, in support of the same, and leave was granted Counsel for the defendant in error to file a printed brief in opposition thereto on or before Thursday next.

The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on printed arguments by Mr. C. S. Thomas and Mr. W. H. Bryant, in support of the same, and Mr. A. B. Johnson, in opposition thereto.

108. Simon Rothschild et al., Plffs in Error, vs. Robert A. Knight, Trustee. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. Robert A. Knight and Mr. C. M. Rice, in support of the same, and Mr. N. J. Jaquith, in opposition thereto.

187. Martha J. Sweringen, Plff in Error, vs. The City of St. Louis. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. B. Schnurmacker and Mr. C. Allen, in support of the same, and Mr. G. A. Finkelnburg, in opposition thereto.

364. Commercial Publishing Co., Plff in Error, vs. Samuel C. Beckwith. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. Anthony B. Porter, in support of the same, and Mr. A. Walker Otis, in opposition thereto.

113. Northwestern Life Assurance Company, vs. Effie Ennis, Executrix, Villeneuve. In Error to the Circuit Court of the United States for the Western District of Penn.

It appearing to the Court that an authority of counsel for the plaintiff in error to dismiss this case has been filed, Therefore, in pursuance of said authority, It is now here ordered and adjudged by this Court that this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

17. The Carnegie Steel Company (Limited), vs. The Cambria Iron Co., Petitioners. The rearguments of this cause was continued by Mr. John S. Kay, of counsel for the respondents, and concluded by Mr. Thomas B. Reed, of counsel for the petitioners.

30. The Reloj Cattle Co., vs. The United States, Appellant. This cause was argued by Mr. [illegible] Cobb, of counsel for the appellant, and submitted on a printed argument by the Solicitor General Richards, Mr. Matthew G. Reynolds, and Mr. William A. Pope, of counsel for the appellee.

31.	The Chicago Cripple Creek Gold Mining Co. et al., Plffs in Error, vs. The Malta Gold Mining Co.	Ordered by the Court that this cause be, and the same is hereby, dismissed.
38.	Michael H. O'Brien et al., Executors &c., Petitioners, vs. John G. Wheelock et al.	The argument of this cause was commenced by Mr. Henry W. Duffield, of

Counsel for the petitioners

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, October 22, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
George Shiras Jr.
Edward D. White.
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. R. Webster it is ordered that Thomas C. Munger, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. H. H. Miller it is ordered that James Francis Meagher, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

53. A. W. Corbus, Appt. vs. The Alaska Treadwell Gold Mining Co.
71. Charles Stewart, Appt. vs. The Washington-Alaska Steamship Co.
139. The Pacific Steam Whaling Co, Appt. vs. The United States.
155. The Pacific Coast Steamship Co, Appt. vs. The United States.
156. The Pacific Coast Steamship Co, Appt. vs. The United States.
157. The Pacific Coast Steamship Co, Appt. vs. The United States.

On motion of Mr. Assistant Attorney General Beck, It is ordered by the Court that these causes be, and they are hereby, assigned for argument on Monday, November 18th next.

55. The Citizens Bank of Louisiana, vs. Riff in Error, Caleb H. Parker, Tax Collector vs. — Ordered by the Court that this cause be, and the same is hereby, passed, subject to the provisions of section 9 of Rule 16.

38. Michael H. O'Brien et al, Executors &c, vs. Petitioners John G. Wheelock et al. — The argument of this cause was continued by Mr. Thomas Worthington and Mr. A. A. Miller, of counsel for the respondents, and concluded by Mr. Henry M. Duffield, of counsel for the petitioners.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, October 23d, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable John M. Harlan
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
} Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William G. Johnson it is ordered that Thomas Lin Crawford, Esquire, of Oakland, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

41. Augustus Burgdorff et al., Plffs in Error, vs. The United States to the use of The Vermont Marble Co. On motion of Mr. William G. Johnson, of Counsel for the Plaintiffs in Error, it is ordered by the Court that this cause be, and the same is hereby, passed temporarily.

36. The District of Columbia, Appellant, vs. Columbus J. Eslin, Admr &c. This cause was argued by Mr. Robert A. Howard, of Counsel for the appellant, and Mr. George A. King and Mr. J. W. Douglass, of counsel for the appellee.

42. The State of Arkansas, Appellant, vs. The Kansas & Texas Coal Co., et al. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Ben T. Du Val, of Counsel for the appellant, and Mr. Adiel Sherwood, Mr. Joseph M. Hill, and Mr. James Brizzolara, of Counsel for the appellees.

47. Annie R. Kean et al., Plffs in Error, vs. The Calumet Canal & Improvement Co. This cause was argued by Mr. William C. Fennell, of Counsel, for the Plaintiffs, in error, and Mr. Silas H. Strawn, of Counsel for the defendant in error.

51. Milton C. Mitchell, Plff in Error, vs. The Potomac Insurance Co. of Georgetown, D.C. The argument of this cause was commenced by Mr. Samuel Maddox, of Counsel for the Plaintiff in error.

Thursday, October 24th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Henry B. Brown,
George Shiras Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal;
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

Proclamation being made the Court is opened;

183. The Florida Central & Peninsular Railroad Co. vs. W. A. Reynolds, Comptroller, et al. Writ in Error.

Mr. H. B. Lamar, of counsel for the defendants in error, suggested the death of W. A. Reynolds and the appointment of Alonzo C. Croom as his successor as Comptroller of the State of Florida, and moved the Court to make the said Alonzo C. Croom, as such Comptroller, a party defendant in error in this cause. Whereupon, It is now here ordered by the Court that the said Alonzo C. Croom, as Comptroller of the State of Florida, be, and he is

51. Milton C. Mitchell, Plff in Error, vs. The Potomac Insurance Co. of Georgetown, D.C.

The argument of this cause was continued by Mr. Samuel Maddox, of counsel for the plaintiff in error, and Mr. L. Holdsworth Gordon, of counsel for the defendant in error, and concluded by Mr. Samuel Maddox, of counsel for the plaintiff in error.

49. The Sun Printing & Publishing Association, Petitioner, vs. William L. Moore.

The argument of this cause was commenced by Mr. James Russell Soley, of counsel for the petitioner, and continued by Mr. George Zabriskie, of counsel for the respondent, and Mr. Franklin Bartlett, of counsel for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock M.

Friday, October 25th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Fritz v. Briesen it is ordered that Nathaniel Baker Frisbie, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that W. F. Clyborne, Esquire, of Eureka, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf

B. Hatch, Esquire, of Detroit, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Pin Kwan
253 of Oct. T. 1900. vs. Petitioner,
The United States.
Ping Yick,
254 of Oct. T. 1900. vs. Petitioner,
The United States.

On motion of Mr. Richard Crowley, leave is hereby granted him to file an affidavit herein in connection with the motion to reinstate these cases.

The Sun Printing & Publishing Association,
149. vs. Petitioner
William L. Moore.

Petitioner.

The argument of this cause was concluded by Mr. Franklin Bartlett, of counsel for the petitioner.

The Chicago, Rock Island & Pacific Railway Co.,
57. vs. Plff in Error,
Webster Eaton, Admr.
The Chicago, Rock Island & Pacific Railway Co.
58. vs. Plff in Error,
Bertha Zeneeke, Admx.

These cases were argued by Mr. W. P. Evans, of counsel for the plaintiff in error, and Mr. Thomas C. Munger, of counsel for the defendants in error.

59. A. J. Pulloch, vs. (Joab Mulvane.) (Aff'f in Error.)

The argument of this cause was commenced by Mr. W. H. Rossington, of counsel for the Plaintiff in error.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, October 28th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White,
Rufus W. Peckham
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Channing Rudd it is ordered that Henry Lloyd Samuels, Esquire, of Wallace, State of Idaho, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that Philip H. Seymour, Esquire, of Duluth, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A.W. Snow it is ordered that Frank E. Hyde, Esquire, of Hartford, State of Connecticut, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Springer it is ordered that Preston C. West, Esquire, of Muskogee, Indian Territory, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ernest Wilkinson it is ordered that George Forbes, Esquire, of Annapolis, State of Maryland, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. N.A. Loomis it is ordered that A. L. Rollins, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

Fred A. McMaster, Administrator of the estate of P. E. McMaster, deceased, Petitioner, vs. The New York Life Insurance Company. } On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

No. 79.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals and the judgment of the Circuit Court of the United States for the Northern District of Iowa in this cause be, and the same are hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court with a direction to enter judgment for plaintiff in accordance with the eighteenth finding, with interest and costs.

Per Mr. Chief Justice Fuller.

(Mr. Justice Brewer did not hear the argument and took no part in the decision.)

Ex parte In the matter of The Pacific Export Lumber Company & Charles E. S. Wood, Petitioners. } It is ordered by the Court that leave to file the petition herein

allowing appeals from the Consular Courts of the United States in China to the United States Circuit Court of Appeals for the Ninth Circuit be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

37. The McKinley Creek Mining Company et al., vs. The Alaska United Mining Co. et al. Appellants,

It is ordered by the Court that counsel in this cause be, and they are hereby, requested to file briefs on in respect to the question as to what errors giving or refusing instructions or other ruling on trial by a jury in a case of this character are open for consideration on appeal from the District Court of Alaska.

(per Mr. Chief Justice Fuller.)

253 of Oct. T. 1900. Pin Kwan vs. The United States. Petitioner,

254 of Oct. T. 1900. Ping Yik vs. The United States. Petitioner,

On consideration of the motion to vacate the orders of dismissal entered herein and to reinstate the cases on the docket, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

67. S. A. and S. C. Haseltine, vs. Plffs in Error, The Central National Bank of Springfield, Missouri. It is ordered by the Court that the further consideration of the motion to dismiss in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

108. Simon Rothschild et al., vs. Plffs in Error, Robert A. Knight, Trustee. It is ordered by the Court that the further consideration of the motions to dismiss or affirm herein be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

187. Martha J. Sweringen, vs. Plff in Error, The City of St. Louis. It is ordered by the Court that, the further consideration of the motions to dismiss or affirm herein be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

203. The Hanover National Bank of New York City, vs. Iliff in Error, Max Moyses. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

300. Joseph N. Beals, vs. Iliff in Error, James J. Cone. It is ordered by the Court that the further consideration of the motions for supersedeas and to dismiss or affirm herein be, and the same is hereby, postponed until the transcript of record is printed.

Per Mr. Chief Justice Fuller.

376. John P. Kumler, vs. Petitioner, George W. Hale, Executor of the estate of William E. Hale, deceased. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby denied.

Per Mr. Chief Justice Fuller.

340. The Campbell Printing Press and Manufacturing Company, Petitioner, v. The Duplex Printing Press Company. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

352. Willcox & Gibbs Sewing Machine Company, Petitioner, v. Thomas P. Sherborne, Jr., et al. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

Monday, October 28th, 1901, Continued.

374. Yellow Poplar Lumber Company, Petitioner, vs. John F. Dimick. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

424. Morgan's Louisiana & Texas Railroad & Steamship Company, Petitioner, vs. The Schooner "Robert Graham Dun" et al. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

Robert Herbst,
Petitioner,
vs.
The Steamship "Asiatic Prince," William Anderson, Claimant.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

No. 435.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

Alexander E. Orr et al., Executors &c.,
Pltfs in Error,
vs.
Theodore P. Gilman, Comptroller, et al.

On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, November 25th next.

(per Mr. Chief Justice Fuller.)

No. 351.

Francis Winslow et al., substituted trustees &c.,
Appellants,
vs.
The Baltimore & Ohio Rail-

On consideration of the motion to advance this cause, It is now here or-

No. 359.

that said motion be, and the same is hereby, denied.

(Per Mr. Chief Justice Fuller.)

365. Benjamin D. Greene et al., Appellants, vs. William Henkel, U.S. Marshal &c. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, Granted, and the cause assigned for argument on Monday, November 11th next, after the cases heretofore assigned for that day.

(Per Mr. Chief Justice Fuller.)

369. Commercial Publishing Company, Pltff in Error, vs. Samuel C. Beckwith, It is ordered by the Court that the further consideration of the motions to dismiss or affirm herein be, and the same is hereby, postponed until the hearing of the cause on its merits.

(Per Mr. Chief Justice Fuller.)

389. Kokomo Fence Machine Company, Petitioner, vs. Alva L. Kitselman & Davis M. Kitselman. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition

certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon heard, & as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

109. The United States, Appellant, vs. A. A. Green et al. On motion of Mr. Solicitor General Richards, It is ordered by the Court that this cause be, and the same is hereby, passed to be heard with No. 129 as one case.

318. J. Henrietta Hoffeld, Executrix &c., Appellant, vs. The United States. Mr. Solicitor General Richards submitted to the consideration of the Court a motion to advance this cause.

418. Bank of Topeka, Petitioner, vs. William S. Eaton et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. N. H. Loomis, in support of the same, and Mr. Edward W. Hutchins, Mr. Henry Wheeler, Mr.

opposition thereto.

445. Simpson's Patent Dry Dock Company, Petitioner, vs. Atlantic & Eastern Steamship Company.) The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Eugene P. Carver and Mr. E. E. Blodgett, in support of the same, and Mr. L. S. Dabney and Mr. Frederic Cunningham, in opposition thereto.

1441. Charles C. McChord et al, Appts, vs. The Louisville & Nashville Railroad Co.
1442. " " " " " " " The Louisville, Henderson & St. Louis Ry Co.
1443. " " " " " " " The Chesapeake & Ohio Railway Co.
1444. " " " " " " " The Southern Ry Co., in Kentucky.
1445. " " " " " " " The Cincinnati, New Orleans & Texas Pacific Ry Co.

On motion of Mr. Fairfax Harrison, in behalf of counsel, It is ordered by the Court that counsel on each side be allowed one hour additional for the argument of these cases.

54. A. J. Pollock, Plff in Error, vs. Joab Mulvane.) The argument of this cause was continued by Mr. N. H. Loomis, of counsel for the defendant in error, and concluded by Mr. W. R. Rossington, of counsel for the plaintiff in error.

60. The Northern Assurance Co. of London, England; Petitioner, vs. Grand View Building Association.

The argument of this cause was commenced by Mr. R. H. Breckenridge of counsel for the petitioner, continued by Mr. Hallett P. Rose, of counsel for the respondent, and concluded by Mr. Charles J. Greene, of counsel for the petitioner.

61. United States Repair & Guaranty Company, Petitioner, vs. Assyrian Asphalt Co.

The argument of this cause was commenced by Mr. Lispenard Hill, of counsel for the petitioners.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, October 29th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
David J. Brewer,
Henry B. Brown, Associate
George Shiras, Jr., Justices.
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Timothy E. Tarsney it is ordered that Elmer L. Allor, Esquire, of Detroit, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Maury it is ordered that Martin L. Pipes, Esquire, of Portland State of Oregon, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

350. Robert C. Chase, Trustee of the bankrupt estate of Thomas B. Rhodes, vs. Plff's in Error, Thompson & Shipp, P. M. Bohannon et al. — In Error to the Supreme Court of the State of South Carolina.

It appearing to the Court that an authority of Counsel for the Plaintiff in error to dismiss this Cause has been filed, Therefore, in pursuance of said authority, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with Costs.

Per Mr. Chief Justice Fuller.

61. United States Repair & Guaranty Company, Petitioner, vs. Assyrian Asphalt Co. — The argument of this Cause was concluded by Mr. Lysander Hill, of Counsel for the Petitioner.

62. S. A. & S. C. Haseltine, vs. Plff's in Error, The Central National Bank of Springfield, Mass.

63. S. A. & S. C. Haseltine et al., vs. Plff's in Error, The Central National Bank

These cases were submitted to the consideration of the Court on the records and printed arguments by Mr. Steward A. Haseltine,

of counsel for the plaintiffs in error, and Mr. John Ridout, of counsel for the defendant in error.

66. The State of Wisconsin ex rel. James L. Gates, vs. Iliff in Error, Commissioners of Public Lands, et al.

This cause was argued by Mr. Ruble A. Cole, of counsel for the plaintiff in error, and Mr. E. R. Nicks, of counsel for the defendants in error.

67. C. P. Wilson, Receiver &c., vs. Iliff in Error, The Merchants Loan & Trust Company.

The argument of this cause was commenced by Mr. Delevan A. Holmes, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, October 30th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James A. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Holmes Conrad it is ordered that John H. Holt, Esquire, of Huntington, Sate of West Virginia, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

67. E. P. Wilson, Receiver &c., vs. Riff in Error, The Merchants' Loan & Trust Company.

The argument of this cause was continued by Mr. Delevan A. Holmes, of Counsel for the plaintiff in error, and Mr. John N. Jewett, of Counsel for the defendant in error, and con-

for the plaintiff in error.

187. The Territory of New Mexico, Appellant, vs. The United States Trust Co., of New York et al.

On motion of Mr. C. N. Sterry, of Counsel for the appellee, leave is hereby granted him to file an additional brief herein within five days.

181. The United States Trust Co., of New York, et al., Appellants, vs. The Territory of New Mexico.

187. The Territory of New Mexico, Appellant, vs. The United States Trust Co., of New York et al.

The argument of these cases was commenced by Mr. C. N. Sterry, of Counsel for the United States Trust Company of New York et al.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, October 31st, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan,
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. W. A. N. Miller it is ordered that Martin M. Hugg, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

181. The United States Trust Co., of New York, et al., Appellants, v. The Territory of New Mexico.

182. The Territory of New Mexico, Appellant, v. The United States Trust Co.,

The argument of these cases was continued by Mr. Frank W. Clancy, of counsel for the Territory of New Mexico, and con-

N. Sterry, of counsel for the United States Print Co. of New York etc.

100. Edward P. Gallup, Executor &c., vs. Iliff in Error, William H. Schmidt, Treasurer &c.

The argument of this cause was commenced by Mr. H. H. Miller, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, November 1st, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf, by Mr. W. L. Taylor it is ordered that Cassius C. Hadley and Frederick A. Joss, Esquires, of Indianapolis, State of Indiana, be admitted to practice as attorneys and counsellors of this Court and they severally were sworn accordingly.

100. Edward P. Gallup, Executor &c., Plff in Error, vs. William H. Schmidt, Treasurer &c.

The argument of this cause was continued by Mr. W. H. H. Miller, of counsel for the plaintiff in error, and Mr. William L. Taylor and Mr. W. A. Kitcham, of counsel for

MacVeagh, of counsel for the plaintiff in error.)

4, Original. The State of Minnesota, Complainant, vs. Ethan Allen Hitchcock, Secretary of the Interior, et al.

(Counsel for the complainant.)

The argument of this cause was commenced by Mr. Frank B. Kellogg, of coun-

(Proclamation being made the Court is adjourned until Monday next at twelve o'clock.)

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer
Henry B. Brown Associate
George Shiras, Jr. Justices.
Edward D. White.
Rufus W. Peckham
Joseph McKenna,
John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. W. B. Childers it is ordered that David J. Leahy, Esquire, of Raton, Territory of New Mexico, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. E. Grayson it is ordered that C. N. Post, Esquire, of Sacramento, and A. A. Moore, Jr., Esquire, of San Francisco, State of California, be admitted to practice as attorneys and counsellors of this Court and they were sworn

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that Alford M. Fuller, Esquire, of Appleton, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

316. The District of Columbia, Appellant, vs. Columbus J. Edin, Administrator of Daniel A. Connolly, deceased, et al. Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by Counsel. On consideration whereof, it is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice Harlan.

318. Henrietta Hoffeld, Executrix &c., Appellant, vs. The United States. On consideration of the motion to advance this cause, it is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, April 14th, 1902.

Per Mr. Chief Justice Fuller.

448. Bank of Topeka, Petitioners, vs. William S. Eaton et al. On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

445. Simpson's Patent Dry Dock Company, Petitioner, vs. Atlantic & Eastern Steamship Company. On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

66. The State of Wisconsin ex rel. James L. Gabe, Plff in Error, vs. Commissioners of Public Lands and James O. Davidson, as State Treasurer. In Error to the Supreme Court of the State of Wisconsin.

This Cause came on to be heard on the transcript of the record from the Supreme Court of the State of Wisconsin, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this Cause be, and the same is hereby dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

16. James D. Patton, trading as Jo. D. Patton & Company, Plff in Error, vs. J. D. Brady, Collector &c. The death of J. D. Brady, the defendant in error herein, having been heretofore suggested and an order of publication issued, now, on motion of Mr. Assistant Attorney General Root, It is ordered that Maggie A. Brady, Executrix of J. D. Brady, deceased, be, and she is hereby made the party defendant in error in this Cause.

196. J. Ellis Rodley, Plff in Error, vs. The People of the State of [illegible] The motions to dismiss or affirm in this Cause were submitted to the

Court on the record and printed arguments by Mr. C. N. Post and Mr. Tirey L. Ford, in support of the same, and Mr. George D. Collins, in opposition thereto.

398. John E. Sexton, Plff in Error, vs. The People of the State of California, The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. A. A. Moore, Jr. Mr. Tirey L. Ford and Mr. C. N. Post, in support of the same, and Mr. George D. Collins and Mr. James Parker, in opposition thereto.

375. Excelsior Wooden Pipe Co., Appellant, vs. Pacific Bridge Co., et al. On motion of Mr. L. S. Bacon, of counsel for the appellant, It is ordered by the Court that this cause be, and the same is hereby, advanced as under the 32d Rule.

415. Nashua Savings Bank, Petitioner, vs. Anglo-American Land Mortgage & Agency Co., Limited. The petition for a writ of Certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. John S. H.

Powell, in opposition thereto.

611. Daniel N. Talbot, Plff in Error, vs. The First National Bank of Sioux City, Iowa. } The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. Asa P. Call, in support of the same, and Mr. A. A. Hoehling, Jr., and Mr. J. K. Redington, in opposition thereto.

444. John A. Brill et al., Petitioners, vs. The Peerless Motor Truck & Wheel Company. } The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Francis Rawle and Mr. Frederick P. Fish, in support of the same, and Mr. Henry P. Wells, in opposition thereto.

751. J. Stanton Carter, (on behalf of Oberlin M. Carter), Appellant, vs. Robert N. McClaughry, Warden. } Mr. Blair Lee, in behalf of counsel for the appellant, submitted to the consideration of the Court a motion to advance this cause.

The Chicago Cripple Creek Gold Mining Company, The Mutual Profit Mining & Leasing Co., et al.
vs. Plffs in Error,
34. The Matoa Gold Mining Co.

On certificate from the United States Circuit Court of Appeals for the Eighth Circuit.)

It appearing to the Court from the certificate of the Clerk of the United States Circuit Court of Appeals for the Eighth Circuit that the writ of error in this cause pending in said Court has been dismissed by stipulation of counsel, Therefore, It is now here ordered by this Court that the certificate herein be, and the same, is hereby, dismissed.

Per Mr. Chief Justice Fuller.

The State of Minnesota, Complainant,
4, Original. vs.
Ethan Allen Hitchcock, Secretary of the Interior, et al.

The argument of this cause was continued by Mr. Frank B. Kellogg, of counsel for the complainant, and Mr. Assistant Attorney General VanDevanter, of counsel for the defendants, and concluded by Mr. A. H. Childs, of counsel for the complainant.)

The City of Detroit et al,
152. vs. Appellants,
The Detroit Citizens Street Ry. Co.

The argument of this cause was commenced by Mr. Timothy E. Tarsney of counsel for the ap-

Tuesday, November 5th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. W. L. Jones it is ordered that Frank P. Lewis, Esquire, of Seattle, State of Washington, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney, it is ordered that Thomas L. Clarke, Esquire, of Monticello, State of Florida, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

152. The City of Detroit et al., Appellants, vs. The Detroit Citizens' Street Railway Co.

The argument of this cause was continued by Mr. Timothy E. Tarsney of counsel for the appellants, and Mr. John C. Donnelly and Mr. Henry M. Duffield, of counsel for the appellee, and concluded by Mr. Timothy E. Tarsney, of counsel for the appellants.

Leave is hereby granted counsel to file additional briefs within one week.

183. The Florida Central & Peninsular Railroad Co., Plff in Error, vs. Alonzo C. Croom, Comptroller, et al.

The argument of this cause was commenced by Mr. Frederic D. McKenney, of counsel for the plaintiff in error, and continued by Mr. W. B. Lamar, of counsel for the defendants in error.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, November 6th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable: John M. Harlan, Horace Gray, David J. Brewer, Henry B. Brown, George Shiras Jr., Edward D. White, Rufus W. Peckham, Joseph McKenna — Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

183. The Florida Central & Peninsular Railroad Co. vs. Allen C. Croom, Comptroller, et al. — In Error.

The argument of this cause was continued by Mr. W. B. Lamar, of counsel for the defendants in error, and concluded by Mr. Wayne MacVeagh, of counsel for the plaintiff in error.

Leave was granted counsel for the defendants in error to file an additional brief within five days.

201. Alfred V. Booth vs. The People of the State of Illinois — In Error.

This cause was argued by Mr. Charles S. Aldrich, of counsel for the plain-

mitted on a printed argument by Mr. N. J. Hamlin and Mr. Elbert S. Smith, of counsel, for the defendants in error.

No. Pablo Masse et al., Appellants, vs. Binger Hermann, Commissioner &c.

The argument of this cause was commenced by Mr. Fred Beall of counsel for the appellants.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Thursday, November 7th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
} Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf, by Mr. S. T. Fisher it is ordered that Eugene Swaney, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

161. Southern Bell Telephone & Telegraph Company, vs. City of Richmond. Appellant, } Appeal from the United States Circuit Court of Appeals for the Fourth Circuit.

This cause having been called to the attention of the Court by Mr. George A. Pearons, of counsel for the appellant, and a stipulation of counsel for the respective parties to dismiss the cause

been filed, Therefore, in pursuance of said stipulation, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

(Per Mr. Justice Harlan.)

161. Southern Bell Telephone & Telegraph Company, v. City of Richmond. Appellant, On motion of Mr. George N. Tennons, of Counsel for the appellant, leave is hereby granted the Clerk to issue the mandate in this cause.

325. Luigi Storti, v. The Commonwealth of Massachusetts and Benjamin F. Bridges, the Warden of the State Prison at Boston. Appellant, Appeal from the Circuit Court of the United States for the District of Massachusetts.

It appearing to the Court that a stipulation of Counsel for the respective parties to dismiss this cause has been filed, Therefore, in pursuance of said stipulation, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

(Per Mr. Justice Harlan.)

276. Pablo Maese et al., vs. Appellants, Binger Hermann, Commissioner &c.

The argument of this cause was continued by Mr. Assistant Attorney General Van Devanter, of Counsel for the appellee; and concluded by Mr. A. L. Burnett, of Counsel for the appellant.

154. The Interstate Commerce Commission, vs. Appellant, The Chicago, Burlington & Quincy Railroad Company, et al.

On motion of Mr. David Watson, of Counsel for the appellant, three Counsel are allowed to argue this cause on behalf of the appellant.

The argument of this cause was commenced by Mr. William A. Day, of Counsel for the appellant, and continued by Mr. S. H. Cowan, of Counsel for the appellant, and Mr. Lloyd W. Bowers, of Counsel for the appellees.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James M. Beck it is ordered that Frederick L. Taft, Esquire, of Cleveland, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. B. Lamar it is ordered that J. L. Purcell, Esquire, of Pensacola, State of Florida, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

53. N. H. Corbus, Appt, vs. The Alaska Treadwell Gold Mining Co.
71. Charles Stewart, Appt, vs. The Washington Alaska Steamship Co. et al.
139. The Pacific Steam Whaling Co., Appt, vs. The United States.
155. The Pacific Coast Steamship Co., Appt, vs. The United States.
156. The Pacific Coast Steamship Co., Appt, vs. The United States.
157. The Pacific Coast Steamship Co., Appt, vs. The United States.

On motion of Mr. Assistant Attorney General, Leave is ordered by the Court that these causes, &c. and they are hereby, passed subject to the provisions of section 9 of Rule 16.

120. The Colorado Fuel and Iron Company, Appellant, vs. The Southern Pacific Company, The Union Pacific Railroad Company et al. Appeal from the United States Circuit Court of Appeals for the Eighth Circuit.

It appearing to the Court that a stipulation of counsel for the respective parties to dismiss this cause has been filed, Therefore, in pursuance of said stipulation, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed.

(per Mr. Chief Justice Fuller.)

120. The Colorado Fuel & Iron Co., Appellant, vs. The Southern Pacific Co., et al. It is ordered by the Court that leave be, and the same is hereby, granted the

Clerk to issue the mandate in this

The Interstate Commerce Commission, Appellant
154. vs.
The Chicago, Burlington & Quincy Railroad Co., et al.

The argument of this cause was continued by Mr. Lloyd W. Bowers, of counsel for the appellees, and concluded by Mr. David Wilcox, of counsel for the appellant.

The Louisville & Nashville Railroad Co.,
7. vs. Plff in Error,
The Commonwealth of Kentucky;
The Louisville & Nashville Railroad Co.,
10. vs. Plff in Error,
P. K. Dubuque & Co.

defendant in error in No. 7.

The reargument of this cases was commenced by Mr. Walter D. Hines, of counsel for the plaintiff, in error, and continued by Mr. N. W. Rives, of counsel for the

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

(Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Henry M. Hoyt it is ordered that Samuel Dalton Schoyer, Esquire, of Pittsburg, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

51. Milton C. Mitchell, Plff in Error, vs. The Potomac Insurance Company of Georgetown, &c. In Error to the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the

District of Columbia, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Peckham.

11. The Missouri, Kansas & Texas Railway Company, Plff in Error, vs. H. W. Hickman, James Cowgill, and Joseph Flory, Constituting the Board of Railroad & Warehouse Commissioners of the State of Missouri. In Error to the Supreme Court of the State of Missouri.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Missouri, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Brewer.

Mr Justice Gray was not present at the argument and took no part in the decision of

161. Daniel A. Talbot, Plff in Error, vs. The First National Bank of Sioux City, Iowa. It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

(Per Mr. Chief Justice Fuller.)

251. J. Stanton Carter, (on behalf of Oberlin M. Carter), Appellant, vs. Robert H. McClaughry, Warden &c. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, December 2d next.

(Per Mr. Chief Justice Fuller.)

398. John E. Sexton, Plff in Error, vs. The People of the State of California. It is ordered by the Court that the further consideration of the motions to dismiss or affirm in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

(Per Mr. Chief Justice Fuller.)

415. Nashua Savings Bank, Petitioner, vs. Anglo-American Land Mortgage & Agency Company, Limited. On petition for writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

414. John A. Brill and The J. G. Brill Company, Petitioners, vs. The Peckham Motor Truck & Wheel Company et al. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

296. J. Ellis Rodley, Plff in Error, vs. The People of the State of California, In Error to the Supreme Court of the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and on motions to dismiss or affirm which were argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

303. William K. Tucker, Vice Consul &c., Petitioner, vs. The United States ex rel. Leo Alexandroff. On motion of Mr. Paul Fuller, of counsel for the petitioner, leave is hereby granted to Mr. Bernard Harris and Mr. Isaac Hassler to file briefs herein and argue this cause orally on behalf of the respondent.

The State of South Dakota, Complainant, vs. The State of North Carolina, Charles Salter and Simon Rothschilds. Mr. Henry M. Hurd, in behalf of counsel for the complainant, submitted to the consideration of the

Court a motion for leave to

plaint herein.)

429. City of Austin, Petitioner, vs. E. C. Bartholomew et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. S. R. Fisher, in support of the same.

458. The City of New Orleans, Petitioner, vs. James Jackson. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Samuel L. Gilmore, in support of the same, and Mr. J. D. Rouse, Mr. William Grant, and Mr. Richard De Gray, in opposition thereto.

417. Isadore Minder, Plff in Error, vs. The State of Georgia. On motion of Mr. J. M. Terrell, of counsel for the defendant in error,

It is ordered by the Court that this cause be, and the same is hereby, advanced and assigned for argument on Monday, December 9th next, after the cases heretofore assigned for that day.

Monday, November 11th, 1901, Continued.

183. The Florida Central & Peninsular Railroad Co., Plff in Error, vs. Alonzo C. Croom, Complainant, etal. On motion of Mr. H. B. Lamar of counsel for the defendant in error, It is ordered by the Court that he be granted three days additional time within which to file a supplemental brief herein.

James Tavranes et al., Plffs in Error, vs. The State of Florida. Mr. H. B. Lamar in behalf of Mr. S. L. Purcell, of counsel for the plaintiffs in error, moved the Court for leave to docket this cause without the prepayment of costs. Whereupon, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

221. S. D. Hatfield et al., Appellants, vs. Henry C. King. The several motions and petitions of Nancy C. Browning; Stuart Wood et al; The State of West Virginia; A. M. Tober; and Arthur D. Bright for a rule to show cause &c., were submitted to the consideration of the Court by Mr. Holmes Conrad, in support of the same, and leave was granted Mr. Maynard F. Stiles to file a reply thereto within fifteen days.

94.	The Augusta Manufacturing Company et al., Appellants, vs. The Galveston Oil Mills et al.	The motion to dismiss in this cause was submitted to the Consideration of the Court on the record and printed arguments by Mr. Louis D. Brandeis, in support of the same, and Mr. John T. Morgan, in opposition thereto.
336.	The Mutual Life Insurance Co., of New York, vs. Riff in Error, Alphonsine M. Freud.	The motions to dismiss or affirm in this cause were submitted to the Consideration of the Court on the record and printed arguments by Mr. Richard Dayne and Mr. H. G. Ratt, in support of the same, and Mr. Julian T. Davis, Mr. Edward Lyman Short, Mr. Frederic D. McKenney, Mr. W. H. Chickering, and Mr. Warren Gregory, in opposition thereto.
7.	The Louisville & Nashville Railroad Co., vs. Riff in Error, The Commonwealth of Kentucky.	The reargument of this cause was continued by Mr. A. H. Rives, of counsel for the defendant in error in No. 7, and concluded by Mr. Walker D. Hines,
10.	The Louisville & Nashville Railroad Co., vs. Riff in Error, T. K. Eubank & Co.	

the plaintiff in error. No counsel appeared for defendants in error in No. 10.

1141. Charles C. McChord et al., Appellants, vs. The Louisville & Nashville Railroad Co.

1142. Charles C. McChord et al., Appellants, vs. The Louisville, Henderson & St. Louis Railway Co.

1143. Charles C. McChord et al., Appellants, vs. The Chesapeake & Ohio Railway Co.

1144. Charles C. McChord et al., Appellants, vs. The Southern Railway Co. in Kentucky.

1145. Charles C. McChord et al., Appellants, vs. The Cincinnati, New Orleans & Texas Pacific Railway Co.

The reargument of these cases was commenced by Mr. Alexander Pope Humphrey, of counsel for the appellee in No. 1144, and continued by Mr. David W. Baird, of counsel for the appellants.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Theodore W. Reath, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. W. Walls it is ordered that D. A. Sachs, Esquire, of Louisville, State of Kentucky, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. Lamar it is ordered that Thomas Ruffin, Esquire, of Chapel Hill, State of North Carolina, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

1141. Charles C. McChord et al., Appellants, v. The Louisville & Nashville Railroad Co.

1142. Charles C. McChord et al., Appellants, v. The Louisville, Henderson & St. Louis Railway Co.

1143. Charles C. McChord et al., Appellants, v. The Chesapeake & Ohio Railway Co.

1144. Charles C. McChord et al., Appellants, v. The Southern Railway Co., in Kentucky.

1145. Charles C. McChord et al., Appellants, v. The Cincinnati, New Orleans & Texas Pacific Railway Co.

The reargument of these cases was continued by Mr. David W. Baird, of counsel for the appellants, Mr. James P. Helm, of counsel for the appellees in Nos. 1141 and 1142, and Mr. Walker D. Hines, of counsel for the appellee in No. 1141, and concluded by Mr. Lewis McQuown, of counsel for the appellants.

Tuesday, November 19th, 1901, Continued:

275.	The United States, vs. Williams & Ewing.	Appellant,

The argument of this cause was commenced by Mr. Assistant Attorney General Pradt, of counsel for the appellant;

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Wednesday, November 13th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

925. The United States, Appellant, vs. William T. Ewing.

The argument of this cause was concluded by Mr. Harvey Spalding, of counsel for the appellee.

257. Arthur W. Mueller, Trustee &c., Petitioner, vs. William T. Nugent.

This cause was argued by Mr. William D. Watts, of counsel for the petitioner, and submitted on a printed argument by Mr. H. M. Smith, of counsel for the respondent.

The Louisville Trust Co., Trustee, Petitioner,
vs.
Leonard Coninger. }
For the Petitioner.

The argument of this cause was commenced by Mr. Augustus C. Willson, of counsel,

307.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Thursday, November 14th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that Harry A. Lee, Esquire, of Denver, State of Colorado, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Marsden C. Burch it is ordered that Lauriston L. Scaife, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

304. The Louisville Trust Co., Trustee, Petitioner, vs. Leonard Comingor. The argument of this cause was continued by Mr. Augustus E. Willson of counsel for the petitioner, and Mr. D. A. Sachs, of counsel for the respondent, and concluded by Mr. Augustus E. Willson, of counsel for the petitioner.

234. The United States, Appellant vs. The Rio Grande Dam & Irrigation Co., et al. The argument of this cause was commenced by Mr. Marsden C. Burch, of counsel, for the appellant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, November 8th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

239. The United States, Appellant, vs. The Rio Grande Dam & Irrigation Co., et al.

The argument of this cause was continued by Mr. J. H. McGowan, of counsel for the appellees, and concluded by Mr. Marsden C. Burch, of counsel for the appellant.

303. Wm. K. Tucker, Vice Consul &c., Petitioner vs. The United States ex rel. Leo Alexandroff.

The argument of this cause was commenced by Mr. John T. Lewis, of counsel for the petitioner.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Rufus W. Peckham
Joseph McKenna
Associate Justices.
John M. Wright, Esquire, Marshal.
James R. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James M. Beck it is ordered that William C. Groves, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John G. Carlisle it is ordered that Alfred E. Hitchcock, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf

Charles E. Brock, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Duane E. Fox it is ordered that George F. Thompson, Esquire, of Middleport, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The Gulf & Ship Island Railroad Company et al., vs. George P. Hewes, Tax Collector of Harrison County, Mississippi. } In Error to the Supreme Court of the State of Mississippi.

5.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Mississippi, and was argued by counsel; On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brown.

(Mr. Justice Gray was not present at the argument and took no part in the decision of this case.)

136 William B. Dinsmore and C. Gray Dinsmore, and William B. Dinsmore et al., Executors & Trustees under the will of William B. Dinsmore, deceased, Petitioners, vs. The Southern Express Company et al.

On writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed without costs in this Court; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of Georgia.

Per Mr. Justice Harlan.

133 of Oct. T. 1900. Joel Parker Whitney et al., Appellants, vs. The United States et al.

It is ordered by the Court that the order heretofore entered herein staying the mandate be, and the same is hereby vacated, and the mandate may issue, forthwith.

The Mutual Life Insurance Co. of New York, Plff in Error, vs. Alphonsine M. Creed. } It is ordered by the Court that the further consideration of the motions to dismiss or affirm herein be, and the same is hereby, postponed until the hearing of the cause on the merits.

No. 336.

Per Mr. Chief Justice Fuller.

City of Austin, Petitioner, vs. E. C. Bartholomew and Joseph Nalle, Receivers. } On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

No. 429.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel in support of the same, It is now here ordered by this Court that said petition be, and the same is hereby denied.

Per Mr. Chief Justice Fuller.

The City of New Orleans, Petitioner, vs. James Pierson. } On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

No. 458.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in sup-

port of as against the same. It is now here, ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

(Mr. Justice White and Mr. Justice Peckham took no part in the consideration and disposition of this application.)

11, Original. The State of South Dakota, Complainant, vs. The State of North Carolina, Charles Aitken, and Simon Rothschilds.

On consideration of the motion for leave to file a Bill in Equity herein, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and that subpoena returnable on Monday, March 3d, 1902, be issued and served herein.

Per Mr. Chief Justice Fuller.

365. Benjamin D. Greene et al., Appellants, vs. William Henkel, U.S. Marshal, &c.

On motion of Mr. Solicitor General Richards, of counsel for the appellee, It is ordered by the Court that this cause be passed temporarily.

1150. American Ordnance Co., Petitioner, vs. The Driggs-Seabury Gun & Ammunition Co.

The petition for a writ of certiorari herein was submitted to the con-

sideration of the Court on printed arguments by Mr. William A. Singleton in support of, the same, and Mr. Ernest Wilkinson and Mr. Samuel T. Fisher, in opposition thereto.

1146. William J. F. Dwyer, Petitioner, vs. Lewis Nixon. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. James M. Beck and Mr. Louis Marshall, in support of the same, and Mr. William G. Low, in opposition thereto.

316. The Connecticut Mutual Life Insurance Co., Petitioner, vs. Sallie E. Hillman. The motion that the transcript of record filed with the petition for a writ of certiorari, with was submitted to the consideration of the Court on printed arguments by Mr. Edward S. Isham, Mr. James W. Green, and Mr. Gilbert E. Porter, in support of the same, and Mr. L. B. Wheat, in opposition thereto.

be taken as a return to the

1165. Eustace R. Tracy Executrix, et al., Petitioners, vs. Mary S. Eggleston et al. The petition for a writ of certiorari herein was submitted to the con-

Court by Mr. A. M. Jordan, Mr. J. D. Rouse and Mr. William Grant, in support of the same;

William Stuber,
vs. Petitioner,
The Louisville & Nashville Railroad Company. } The petition for a writ of certiorari, herein was submitted to the consideration of the Court on printed arguments by Mr. Heber J. May and Mr. Thomas B. Turley, in support of the same, and Mr. A. W. Bruce, in opposition thereto.

448.

Harriet M. Zane,
vs. Petitioner,
The County of Hamilton, Illinois. } The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. George A. Sanders, in support of the same and Mr. J. M. Hamill, in opposition thereto.

444.

The City of Marion and Warren Scharf Asphalt Paving Co. of New York,
vs. Appellants,
James Charles. } Appeal from the Circuit Court of the United States for the District of Indiana.

200.

This cause having been called to the attention of the Court by Mr. Thomas H. Ware, in behalf

of errors by Counsel for the appellee having been filed, Therefore, in pursuance of said Confession, It is now here ordered, adjudged and decreed by this Court that the decree of the Circuit Court of the United States for the District of Indiana in this cause be, and the same is hereby, reversed with costs; and that this cause be and the same is hereby, remanded to the said Circuit Court for further proceedings.

Per Mr. Chief Justice Fuller.

200. The City of Marion et al., Appellants, vs. James Charles. On motion of Mr. Thomas H. Clark, in behalf of Counsel for the appellee, leave is hereby granted the Clerk to issue the mandate in this cause.

12. A. J. Daggs and D. A. Abrams, Assignees of The Bank of Tempe, Appellants, vs. Thompson Walker et al. Appeal from the Supreme Court of the Territory of Arizona.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is here-

303. William R. Tucker, Vice Consul &c., Petitioner, vs. The United States ex rel. Leo Alexandroff. The argument of this cause was continued by Mr. Isaac Hassler and Mr. Bernard Harris, of counsel for the respondent, (by special leave), and concluded by Mr. Paul Fuller, of counsel for the petitioner.

307. A. N. King et al., Plffs in Error vs. The City of Portland et al. The argument of this cause was commenced by Mr. Martin L. Pipes, of counsel for the plaintiffs in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Tuesday, November 19th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Martin L. Pipes it is ordered that William B. Dillard, Esquire, of St. Helens, State of Oregon, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John G. Carlisle it is ordered that Alfred M. Scales, Esquire, of Greensboro, State of North Carolina, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

307. A. N. King et al., Plffs in Error, vs. The City of Portland et al. The argument of this cause was continued by Mr. Martin L. Pipes, of Counsel for the plaintiffs in error, and Mr. Joel M. Long, of Counsel for the defendants in error, and concluded by Mr. Martin L. Pipes, of Counsel for the plaintiffs in error.

375. Luigi Storti, Appellant, vs. The Commonwealth of Massachusetts et al. The argument of this cause was commenced by Mr. G. Philip Wardner, of Counsel for the appellant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, November 20th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that Martin Clark, Esquire, of Buffalo, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John C. Welles it is ordered that Frank Welles, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Ex parte In the matter of The Hugueley Manufacturing Company et al., Petitioners. Mr. John C. Welles submitted to the consideration of the Court a motion for leave to file a petition for writs of prohibition and mandamus herein.

378. Luigi Storti, vs. Appellant, The Commonwealth of Massachusetts et al. The argument of this cause was continued by Mr. G. Philip Wardner, of counsel for the appellant, and Mr. H. M. Knowlton, of counsel for the appellees, and concluded by Mr. W. M. Stockbridge, of counsel for the appellant.

32. Charles N. Nutting vs. Plaintiff in Error, The Commonwealth of Massachusetts. The argument of this cause was commenced by Mr. J. Hubley Ashton, of counsel for the plaintiff in error, and continued by Mr. H. M. Knowlton, of counsel for the defendant in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, November 21, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal;
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

32. Charles A. Nutting, Plff in Error, vs. The Commonwealth of Massachusetts. (Plaintiff in error.)

The argument of this cause was concluded by Mr. J. Hubley Ashton of counsel for the plaintiff in error.

287. Ferdinand Eidman, Collector &c., Plff in Error, vs. Miguel R. Martinez, Civil Gov. & Admr. &c.

295. Frank B. Moore, Collector &c., Plff in Error, vs. Max Ruef, Gaben St., Sole Executor &c.

On motion of Mr. John G. Carlisle, of counsel, leave is hereby granted to three counsel to argue the

defendants in error.

The argument of these cases was commenced by Mr. Solicitor General Richards, of Counsel, for the plaintiffs in error, continued by Mr. Wheeler H. Peckham, of Counsel for the defendant in error in No. 287, and Mr. Alfred E. Hinrichs, of Counsel for the defendant in error in No. 295, and concluded by Mr. John G. Carlisle, of Counsel for the defendant in error in No. 287.

It is ordered by the Court that leave be, and the same is hereby, granted Counsel for the defendant in error in No. 287 to file an additional brief within one week and to Counsel for the plaintiff in error to file a reply thereto within one week thereafter.

64. The United States, Petitioner, vs. The American Steamship "Lauada," &c.

The argument of this cause was commenced by Mr. Assistant Attorney General Hoyt, of Counsel for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, November 22d, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Henry M. Hoyt it is ordered that George A. Beckwith, Esquire, of Toledo, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Parker Kirlin, it is ordered that Edward B. Hill, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

135. The New Orleans Pacific Railway Company & Charles M. Greene, Receiver, vs. John E. McLoach, J. H. Williams, George A. Kelly et al. } In Error to the Supreme Court of the State of Louisiana.

It appearing to the Court that an authority of Counsel for the plaintiff in error to dismiss this cause has been filed, Therefore, in pursuance of said authority, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

(per Mr. Chief Justice Fuller.)

61. The United States, Petitioner, vs. The American Steamship "Lawada," &c. } The argument of this cause was continued by Mr. Assistant Attorney General Hoyt, of Counsel for the petitioner, and Mr. Andrew C. Gray, of Counsel for the respondent, and concluded by Mr. Assistant Attorney General Hoyt of Counsel for the petitioner.

Leave was granted Counsel for the petitioner to file an additional brief within three days and to Counsel for the respondent to file a reply thereto within three days thereafter.

69. Horace H. Philbrook, Plff in Error, v. William H. Beatty, Chief Justice of the Supreme Court of California, et al. In Error to the Circuit Court of the United States for the Northern District of California.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

70. Horace H. Philbrook, Plff in Error, v. William J. Newman, Ralph C. Harrison, William H. Beatty et al. In Error to the Circuit Court of the United States for the Northern District of California.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

72. The Steamship "Styria" vs. Petitioner, vs. James L. Morgan et al.
73. " " " " " " Schuyler L. Parsons.
74. " " " " " " Alfred S. Malcolmson.
75. " " " " " " John Munroe et al.

The argument of these cases was commenced by Mr. J. Parker Kirlin, of Counsel for the Petitioner.

19. John Schrimpscher et al., vs. Plffs in Error, John S. Stockton et al. This cause was argued by Mr. William M. Springer, of Counsel for the plaintiffs in error. No briefs filed for the defendants in error.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock M.

Monday, November 25th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf, by Mr. B. F. Lee it is ordered that James Gore King Lee, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John M. Thurston it is ordered that Robert M. Proudfit, Esquire, of Friend, State of Nebraska, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas N. Clark it is ordered that Albert H. May, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney it is ordered that Hunter H. Moss, Jr. and William R. Miller, Esquires, of Parkersburg, State of West Virginia be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

Charles W. Colling and Francis Lee Higginson, Appellants, vs. A. A. Godard, as Attorney General of the State of Kansas, and The Kansas City Stock Yards Company. Appeal from the Circuit Court of the United States for the District of Kansas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kansas, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed, costs to be paid by The Kansas City

and the same is hereby, remanded to the said Circuit Court with directions to enter a decree in favor of the plaintiffs and against the Kansas City Stock Yards Company and its officers, in accordance with the prayer of the bills, and also a decree dismissing the suit as to the Attorney General of Kansas, without prejudice to any further suit or action.

Per Mr. Justice Brewer.

The Chief Justice announced that the Court would adjourn from Wednesday to Monday next.

No. 14. The Huguley Manufacturing Company et al., Appellants, vs. The Galveston Cotton Mills et al.

It is ordered by the Court that the further consideration of the motion to dismiss in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

No. 11. The Huguley Manufacturing Company et al., Appellants, vs. The Galveston Cotton Mills et al.

On consideration of the suggestion of a diminution of the record and motion for a writ of certiorari in this cause, It is now here ordered by the Court that the motion

the same is hereby, granted without prejudice and that a duly certified copy of the record sought to be supplied may be filed as a return to said writ.

(per Mr. Chief Justice Fuller.)

3441. Harriet M. Zane, Petitioner vs. The County of Hamilton, State of Illinois. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

(per Mr. Chief Justice Fuller.)

4446. William J. F. Dwyer, Petitioner, vs. Lewis Nixon. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same

1118. William Stuber, Petitioner, vs. The Louisville & Nashville Railroad Company. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

450. American Ordnance Company, Petitioner, vs. The Driggs-Seabury Gun and Ammunition Company. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

Eustace R. Tracy, Executrix, &c. et al. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.
Charles W. Tillinghast and Charles E. Dusenbury, Executors of Edward Tracy, deceased, et al.,
165. vs. (Petitioners,
Mary S. Eggleston, et al.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby denied.

Per Mr. Chief Justice Fuller.

Samuel Bell,
463. vs. (Petitioner
The Commonwealth Title Insurance & Trust Co.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Solicitor General Richards in support of the same, and Mr. John G. Johnson, in opposition thereto.

Frederick Rodgers,
317. vs. Appellant
The United States

Mr. J. A. Hayden, of counsel for the appellant, submitted to the consideration of the Court a motion to advance this cause.

461. Walter Scott, Petitioner, vs. The Goss Printing Press Co. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. B. F. Lee and Wm. W. N. L. Lee, in support of the same, and Mr. L. L. Bond, Mr. M. B. Philipp and Mr. C. E. Pierard, in opposition thereto, and leave was granted counsel for the petitioner to file a brief in reply within one week.

437. George Bissert, Appellant, vs. James J. Hagan, Warden &c. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. Charles E. LeBarbier, in support of the same, and Mr. Roger M. Sherman, in opposition thereto.

471. The Empire Transportation Company, Petitioner, vs. Mr. N. Parsons et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Henry Galbraith Ward, in support of the same, and Mr. Wilson R. Gay, in opposition thereto.

Central Stock & Grain Exchange of Chicago, Petitioner,
477. vs.
Emma Bendinger. } The petition for a writ of certiorari, herein was submitted to the consideration of the Court on printed arguments by Mr. William M. Springer and Mr. Jacob Kent in support of the same, and Mr. Rufus B. Simmons, in opposition thereto.

John Schrimpscher et al., Plffs in Error,
19. vs.
John S. Stockton et al. } On motion of Mr. William M. Springer, of Counsel for the plaintiffs in error, leave is hereby granted him to file a supplemental brief herein within five days.

Henry C. Brown, devisee &c., et al., Appellants,
264. vs.
The City of Denver et al., } The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. A. M. Orahood, in support of the same, and Mr. James H. Brown, in opposition thereto.

72. The Steamship "Syria" &c., Petitioner, vs. James L. Morgan et al.
73. " " " " " Schuyler L. Parsons
74. " " " " " Alfred S. Malcolmson
75. " " " " " John Munroe et al.

The argument of these cases was continued by

Mr. J. Parker Kirlin, of counsel for the petitioner, Mr. C. C. Burlingham, of counsel for the respondent in No. 72, Mr. Latham G. Reed, of counsel for the respondent in No. 73, and Mr. E. B. Hill, of counsel for the respondent in No. 74, and concluded by Mr. J. Parker Kirlin, of counsel for the petitioner, and Mr. M. H. Regensburger submitted a printed argument on behalf of the respondent in No. 75.

351. Alexander E. Orr et al., Executors &c., et al., Plffs in Error, vs. Theodore P. Gilman, Comptroller &c., et al. Deffts in error.

The argument of this cause was commenced by Mr. Horace E. Deming, of counsel for the plaintiffs in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Horace E. Deming it is ordered that George Richards, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Marion Erwin it is ordered that Florida B. Folder, Jr., Esquire, of Atlanta, State of Georgia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

921. S. D. Hatfield et al., Appellants, vs. Henry C. King

On motion of Mr. M. F. Stiles, it is ordered by the Court that he be allowed one week additional within which to file reply to the several motions and petitions herein for a rule, to show cause &c., and that Mr. Holmes Conrad be allowed two days thereafter to file answer thereto.

1, Original. The State of New Jersey, Complainant, vs. The State of Delaware.

On motion of Mr. Thomas H. Clark, in behalf of counsel for the complainant leave is hereby granted to file replication in this cause.

475. Gerhard Derlinden, Appellant, vs. John C. Ames, U. S. Marshal &c.

Mr. Thomas H. Clark, of counsel for the appellee, submitted to the consideration of the Court a motion to advance this cause, and, Mr. Albert H. May, of counsel for the appellant, submitted to the consideration of the Court a motion as to the custody of the appellant pending this appeal.

Alexander E. Orr et al., Executors &c,
vs. Pffs in Error,
251. Theodore P. Gilman, Comptroller, et al.

The argument of this cause was continued by Mr. Horace E. Deming, of counsel for the plaintiffs in error, and Mr. Jubish Holmes, Jr., of counsel for the defendants in error and concluded by Mr. Horace E. Deming, of counsel for the plaintiffs in error.

Benjamin D. Greene et al.,
vs. Appellants,
365. William Henkel, U.S. Marshal &c.

The argument of this cause, was commenced by Mr. David B. Hill, of counsel for the appellants.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, November 27th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol:

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that Charles Blenman, Esquire, of Tucson, Territory of Arizona, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

365. Benjamin N. Greene et al., Appellants, vs. William Henkel, U. S. Marshal. The argument of this cause was continued by Mr. David B. Hill, of counsel for the appellants, Mr. Marion Erwin and Mr. Solicitor General Richards, of counsel for the appellee, and concluded by Mr. David B. Hill of

Counsel for the appellants.

76. The Central Ohio Railroad Co., (as reorganized) et al. vs. Plffs in Error, Daniel J. Mahoney. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. J. H. Collins and Mr. Hugh L. Bond, Jr., of counsel for the plaintiffs in error and Mr. Thomas Ewing Steele, of counsel for the defendant in error.

77. The Texas & Pacific Railway Company vs. Plff in Error, Emil Reiss et al. Plaintiff in error. The argument of this cause was commenced by Mr. Rush Taggart of counsel for the.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, December 2d, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Quincy A. Myers, Esquire, of Logansport, State of Indiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Channing Rudd it is ordered that Orlando Clyde Cullen, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. A. Hocking, Jr., it is ordered that Charles S. Wilson, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that Albert L. Lawrence, Esquire, of Cleveland, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

158. Fourteen Diamond Rings, Emil J. Pepke, Claimant, vs. The United States. In Error to the District Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Illinois, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said District Court with directions to quash the information.

Per M. Chief Justice Fuller.

Dissenting: Mr. Justice Gray, Mr. Justice Shiras,

207. Henry W. Dooley, Louis G. Smith and Charles W. Ogden, trading as copartners under the firm name of Dooley, Smith & Company, Plffs in Error, vs. The United States. In Error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard, on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Brown.

Dissenting:
Mr. Chief Justice Fuller,
Mr. Justice Harlan,
Mr. Justice Brewer and
Mr. Justice Peckham.

67. E. T. Wilson, Receiver of the First National Bank of Helena, Montana, Plff in Error, vs. The Merchants' Loan & Trust Company of Chicago, Illinois. In Error to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court

of Appeals for the Seventh Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs and that this cause be, and the same is hereby remanded to the District Court of the United States for the Northern District of Illinois.

Per Mr. Justice Peckham.

62. S. A. and S. C. Haseltine, vs. The Central National Bank of Springfield, Missouri. In Error to the Supreme Court of the State of Missouri.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Missouri, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice Brown.

63. S. A. and S. C. Haseltine and S. L. and L. K. Haseltine, vs. Riff in Error, The Central National Bank of Springfield, Missouri. In Error to the Supreme Court of the State of Missouri.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Missouri, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brown.

378. Luigi Storti vs. Appellant, The Commonwealth of Massachusetts and Benjamin F. Bridges, Warden of the State Prison at Boston, Massachusetts. Appeal from the Circuit Court of the United States for the District of Massachusetts.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Massachusetts, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the order of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs. Per Mr. Justice Brown.

378. Luigi Storti
vs. Appellant,
The Commonwealth of
Massachusetts et al.

It is ordered by the Court that the mandate in this cause issue at once.

Per Mr. Justice Brewer.

65. H. L. Pinney, C. L. Pinney, W. C. Patterson and Thomas Brooks,
vs. Plffs in Error,
R. T. Nelson.

In Error to the Superior Court of the County of Los Angeles, State of California.

This cause came on to be heard on the transcript of the record from the Superior Court of the County of Los Angeles, State of California, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Superior Court in this cause be, and the same is hereby, affirmed with costs, and interest until paid, at the same rate per annum that similar judgments bear in the Courts of the State of California.

Per Mr. Justice Brewer.

42. The State of Arkansas, Appellant, vs. The Kansas & Texas Coal Company and The St. Louis & San Francisco Railroad Company. Appeal from the Circuit Court of the United States for the Western District of Arkansas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Arkansas, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed, costs in this Court and in the Circuit Court to be paid by the appellees and defendants; And that this cause be, and the same is hereby, remanded to the said Circuit Court with a direction to remand it to the State Court.

Per Mr. Chief Justice Fuller.

316. The Connecticut Mutual Life Insurance Co., Petitioner, vs. Sallie E. Hillemons. On consideration of the motion that one of the printed copies of the record in this cause from the Circuit Court of the United States for the District of Kansas as printed under the supervision and direction of the Clerk of the Circuit Court of Appeals and presented on the application for the writ of certiorari [illegible]

transcript now on file of the proceedings had in the Circuit Court of Appeals, may be taken and stand as a return to the writ of certiorari issued herein, and of the argument of counsel thereupon had, as well in support of as against the same; It is now here ordered by the Court that said motion be, and the same is hereby, granted without prejudice.

Per Mr. Chief Justice Fuller.

264. Henry C. Brown, devisee, et al., Appellants, vs. The City of Denver et al. It is ordered by the Court that the further consideration of the motion to affirm and dismiss in this cause be, and the same, is hereby, postponed until the hearing on the merits.

Per Mr. Chief Justice Fuller.

317. Frederick Rodgers, Appellant, vs. The United States. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, February 24th, 1902, after the cases heretofore assigned for that day.

1163. Samuel Bell, vs. The Commonwealth Title Insurance & Trust Company. Petition. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit. 479.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

1471. The Empire Transportation Company, vs. W. H. Parsons et al. Petitioner. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit. 475.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller. 437.

Central Stock and Grain Exchange
v. Petitioner,
Emma Bendinger et al.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now hereby ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

Gerhard Gerlinder,
vs. Appellant,
John C. Ames, U.S. Marshal etc.

On consideration of the motion to advance this cause, It is now hereby ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, January 6th, 1902.

per Mr. Chief Justice Fuller.

George Bissert,
vs. Appellant,
James J. Hagan, Warden of the City Prison of the City of New York etal.

Appeal from the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript

States for the Southern District of New York, and on motions to dismiss or affirm which were argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the order of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

The Chief Justice announced that the Court will take a recess from Monday the 9th instant to Monday, January 6th, 1902.

481. The Metropolitan Trust Co. of the City of New York et al., vs. The Mercantile Trust Co. of the City of New York, Trustee. Petitioners, The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. John G. Johnson, in support of the same, and Mr. Lawrence Maxwell Jr., Mr. Paul D. Cravath, and Mr. R. R. Rogers, in opposition thereto.

479. The Lakeland Transportation Co., Claimant, et al., vs. Peter P. Miller et al. Petitioners The petition for a writ of certiorari herein was submitted to the Court on printed arguments by Mr. Frank S. Masten, Mr. Harvey D. Goulder, and Mr. S. H.

478. 482. 166. 167.

Holding, in support of the same, and Mr. P. H.
Canfield, in opposition thereto.

Tor Young Jo, Appellant, vs. The United States.
e Sun Yong, Appellant, vs. The United States.
Mr. Maxwell Evarts, of counsel for the
ppellants, submitted to the consideration
the Court a motion to advance these cases.

J. G. Sisler and G. W. Newcomer, vs. Cliffs in Error, Pingluff, Johns & Co. — In Error to the Supreme Court of the State of Pennsylvania.

It appearing to the Court that an authority
ounsel for the plaintiffs in error to dismiss
is cause has been filed, Therefore, in pur-
uance of said authority, It is now here
ered and adjudged by this Court that the
rit of error in this cause be, and the same
hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

S. Newmyer, Assignee for the benefit of the Creditors of J. Grant Sisler, vs. Cliffs in Error, Pingluff, Johns & Co. — In Error to the Supreme Court of the State of Pennsylvania.

appearing to the Court that an authority of

this cause has been filed, Therefore, in pursuance of said authority, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

(per Mr. Chief Justice Fuller.)

236. Stephen Otis et al., Plffs in Error, vs. E. A. Parker. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. John N. Miller, in support of the same, and Mr. Edmund Janszky, in opposition thereto.

77. The Texas & Pacific Railway Company, Plff in Error, vs. Emil Reiss et al. The argument of this cause was continued by Mr. Rush Taggart, of counsel for the plaintiff in error, and Mr. George Richards, of counsel for the defendants in error, and Mr. Arthur N. Masten, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. M. Terrell it is ordered that E. D. Hill, Esquire, of Atlanta, State of Georgia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William E. Mason it is ordered that John Emery Ricketts, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

77. The Texas & Pacific Railway Company, Plff in Error, vs. Emil Riss et al. The argument of this cause was concluded by Mr. Arthur H. Masten, of counsel for the plaintiff in error.

78. The Texas & Pacific Railway Company, Plff in Error, vs. John R. Callender et al. This cause was argued by Mr. Arthur H. Masten, of counsel for the plaintiff in error, and Mr. Treadwell Cleveland, of counsel for the defendants in error.

417. Isadore Minder, Plff in Error, vs. The State of Georgia. This cause was argued by Mr. John R. Cooper, of counsel for the plaintiff in error, and Mr. J. M. Terrell, of counsel for the defendant in error.

251. J. Stanton Carter (on behalf of Oberlin M. Carter), Appellant, vs. Robert W. McClaughry, Warden &c. The argument of this cause was commenced by Mr. Frank P. Blair, of counsel for the appellant, and continued by Mr. J. W. Davis, of Counsel for the appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

On motion first made to the Court in this behalf by Mr. James M. Beck it is ordered that Charles M. Stedman, Esquire, of Greensboro, State of North Carolina, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly;

On motion first made to the Court in this behalf by Mr. M. E. Clapp it is ordered that L. E. Utley, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. E. Littlefield it is ordered that Joseph D. Bowersock, Esquire, of Kansas City, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. E. Payson it is ordered that Lloyd M. Robbins, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

392. The Vicksburg Water Works Co., Appellant, vs. The Mayor and Aldermen of the City of Vicksburg.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. James A. Carr, of Counsel for the appellant, and Mr. L. W. Magruder, of Counsel for the appellees.

28[illegible]. Ferdinand Eidman, Collector &c., Plff in Error, vs. Miguel R. Martinez, Guillermo Libmi &c.

275. Frank R. Moore, Collector &c., Plff in Error, vs. Max Ruckgaber Sr, Executor &c.

On motion of Mr. Solicitor General Richards, of Counsel for the Plaintiff in error, leave is hereby granted him to file an additional brief herein within ten days.

87. Benjamin L. Wheeler, Appellant, vs. Benjamin Gilkeson et al. Appeal from the Supreme Court of the District of Columbia.

This cause having been called for hearing in its regular order, and it appearing to the Court, that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

251. J. Stanton Carter, (on behalf of Oberlin M. Carter), Appellant, vs. Robert W. McClaughry, Warden &c. The argument of this cause was continued by Mr. J. W. Ross and Mr. Solicitor General Richards, of counsel for the appellee, and concluded by Mr. N. G. Stone, of counsel for the appellant.

74. Peter Ambrosini, Plff in Error, vs. The United States. This cause was argued by Mr. Assistant Attorney General Beck, of counsel for the defendant in error, and was submitted on a printed argument by Mr. J. A. Moran and Mr. Levy Mayer, of counsel for the plaintiff

Wednesday, December 4th, 1901, Continued.

80. The Midway Company, vs. Riff in Error, Frank H. Eaton et al.

81. The Midway Company (Sub. Sidus for The Germania Iron Co.), vs. Riff in Error, Frank H. Eaton et al.

The argument of these cases was commenced by Mr. Walter Byers, of Counsel for the Plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, December 5th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice.
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William M. Stewart it is ordered that W. H. Stilwell, Esquire, of Phoenix, Territory of Arizona, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William L. Royall it is ordered that Fred Harper, Esquire, of Lynchburg, State of Virginia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter C. Clephane it is ordered that George Henderson, Esq., of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

221. S. D. Hatfield et al., Appellants, vs. Henry C. King. On motion of Mr. Holmes Conrad, leave is hereby granted him to file a printed brief herein on or before Saturday next, and to Mr. M. F. Stiles to file a reply thereto within five days thereafter.

80. The Midway Company, Plff in Error, vs. Frank W. Eaton et al.

81. The Midway Company (substituted for The Germania Iron Co.), Plff in Error, vs. Frank W. Eaton et al.

Rearguments of these cases was continued by Mr. Walter Ayres, of counsel for the plaintiff in error, and Mr. Jed L. Washburn and Mr. L. C. Harris, of counsel for the defendants in error, and concluded by Mr. Walter Ayres, of counsel for the plaintiff in error.

87. Otto Grocer et al., Appellants, vs. The Southern Pacific Railroad Company.

90. The Southern Pacific Railroad Company (Plff in Error), vs. Isaac T. Bell.

The argument of these cases was commenced by Mr. Maxwell Evarts, of Counsel, for The Southern Pacific Railroad Company.

(Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, December 6th, 1901.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. C. D. Joslyn it is ordered that Hinton E. Spalding, Esquire, of Detroit State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Holmes Conrad it is ordered that Edward C. Lyon, Esquire, of Morristown, State of New Jersey, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

1137. George Diesent, vs. James J. Hagan, Warden &c. Appellant.

On motion of Mr. Tate v. Diesen, in behalf of counsel for the appellee, leave is hereby granted the Clerk to issue the mandate in this cause.

82. Otto Groce et al., vs. The Southern Pacific Railroad Company.

The Southern Pacific Railroad Company, vs. Isaac F. Bell, Jr. Appellants,

90. Isaac F. Bell, Jr., vs. The Southern Pacific Railroad Company, Plff in Error,

The argument of these cases was concluded by Mr. Maxwell Evarts, of counsel for The Southern Pacific Railroad Company, and the cases were submitted on printed arguments by Mr. Joseph H. Call, of counsel for Groce et al., and Bell.

83. Edward N. Voight, vs. The City of Detroit et al. Plff in Error,

This cause was argued by Mr. Hinton G. Spalding, of counsel for the plaintiff in error, and Mr. C. D. Joslyn and Mr. Timothy E. Tarsney, of counsel for the defendants in error.

16. James D. Patton, trading as J. D. Patton & Company, vs. Plff in Error, Maggie A. Brady, Executrix &c. The argument of this cause was commenced by Mr. William L. Royall, of Counsel for the plaintiff in error, continued by Mr. Assistant Attorney General Bird, of Counsel for the defendant in error, and concluded by Mr. Fred Harper, of Counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until Monday next, at twelve o'clock M.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that James McLachlan, Esquire, of Pasadena, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. Shafroth it is ordered that J. F. Conroy, Esquire, of Los Angeles, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Monday, December 9th, 1901, Continued.

On motion first made to the Court in this behalf by Mr. George L. Sterling it is ordered that Stephen G. Williams, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank S. Bright it is ordered that James Ambrose Coppinger Cotter, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Magoon it is ordered that Frank N. Prout, Esquire, of Beatrice, State of Nebraska, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frank P. Blair it is ordered that Leslie A. Gilmore, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that S. S. Hudson, Esquire, of Vicksburg, State of Mississippi, be admitted to practice as an attorney

sworn accordingly.

Wilson Brothers, a corporation, Jacob Kahn, Henry Kahn and Jacob Wohlbach, copartners, under the name of Kahn Brothers & Co., et al., Appellants, vs. Cassius B. Nelson. 31.

On a certificate, from the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on a certificate, from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by Counsel. On consideration whereof, It is the opinion of this Court that the second and third questions certified must be answered in the affirmative. Whereupon, It is now here ordered by this Court that it be so certified, to the said United States Circuit Court of Appeals.

(Per Mr. Justice Gray.)

Dissenting:
Mr. Justice Shiras,
Mr. Chief Justice Fuller,
Mr. Justice Brewer and
Mr. Justice Peckham.

Stephen Otis et al., Plffs in Error, vs. E. A. Parker. 236.

It is ordered by the Court that the further consideration of the motions to dismiss

by, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

1161. Walter Scott, Petitioner, vs. The Goss Printing Press Company. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same; It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

478. Fok Gonng Yo, Appellant, vs. The United States.
482. Lee Gon Jung, Appellant, vs. The United States.

On consideration of the motions to advance these cases, It is now here ordered by the Court that said motions be, and the same are hereby, granted, and the cases assigned for argument on Monday, January 6th next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

479. The Lakeland Transportation Company, Claimant of the Steamer George W. Roby, et al. vs. Peter P. Miller, et al. — Petitioners, — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

481. The Metropolitan Trust Company of the City of New York, and individual right and F. G. Hallett, vs. The Mercantile Trust Company of the City of New York, Trustee, et al. — Petitioners. — On petition for writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the

76. The Central Ohio Railroad Company, as reorganized, and John K. Cowen & Oscar G. Murray, as Receivers of The Baltimore & Ohio Railroad Company, vs. Plffs in Error, Daniel J. Mahoney. On a certificate from the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by Counsel. On consideration whereof, It is the opinion of this Court that the question certified must be answered in the negative. Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Chief Justice Fuller.

7. Original. The State of Tennessee, vs. Complainant, The State of Virginia. On motion of Mr. A. J. Montague, of Counsel for the defendant, leave is hereby granted to file a stipulation of Counsel as to filing the report of the Commissioners herein, and it is ordered that the time within which to file said report be, and the same is hereby, extended to the first day of the next term.

94. The Hugueley Manufacturing Company et al, Appellants, vs. The Galeton Cotton Mills et al

Mr. John C. Welles, in behalf of counsel for the appellants, submitted to the consideration of the Court a motion that the copy of the record as presented be taken and filed as a return to the writ of certiorari herein.

6, Original. The State of Missouri, Complainant, vs. The State of Nebraska.

On motion of Mr. F. N. Prout, of counsel for the defendant, leave is hereby granted to file a stipulation of counsel as to the appointment of Commissioners to take testimony herein, and said stipulation was submitted to the consideration of the Court.

1492. The Chattanooga National Building & Loan Association, Petitioner, vs. William H. Deneon et al

The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Robert Pritchard, in support of the same, and leave was granted counsel for respondents to file a printed brief in opposition thereto within two weeks.

1491. Charles Sweeney et al., Petitioners, vs. Kennedy, J. Hanlon. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. W. B. Hayburn, in support of the same, with leave to counsel to file briefs on or before January 3d next.

363. The Chesapeake & Potomac Telephone Company, Appellant, vs. J. Forrest Manning & Co. The motion to advance this cause was submitted to the consideration of the Court on printed arguments by Mr. Arthur A. Birney and Mr. J. J. Hemphill, in support of the same, and Mr. A. S. Worthington, in opposition thereto.

1491. The City of New York et al., Petitioners, vs. Samuel Pine, et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. George L. Sterling, in support of the same, and Mr. Stephen G. Williams and Mr. Charles C. Marshall, in opposition thereto.

1470. Edward J. Kingston et al., Petitioners, vs. The Steam Vessel "Vulcan". The petition for a writ of certiorari herein was sub-

sideration of the Court by Mr. George Clinton, in support of the same;

1130. The Frazier Borate Mining Co., vs. Jeff in Error; Charles C. Calmes

On motion of Mr. James McLachlan, in behalf of counsel for the defendant in error, It is ordered by the Court that this cause be, and the same is hereby, advanced pursuant to the 3rd Rule

379. The Vicksburg Water Works Co., vs. Appellant. The Mayor and Aldermen of the City of Vicksburg.

On motion of Mr. S. S. Hudson, of Counsel for the appellant, leave is hereby granted him to file a supplemental brief herein

Proclamation being made the Court is adjourned until Monday, January 6th, 1902, at twelve o'clock M.

Monday, January 6th, 1902.

Pursuant to adjournment the Court met, to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice.
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. P. Dolliver it is ordered that R. C. Langan, Esquire, of Clinton, State of Iowa, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr Frederic D. McKenney it is ordered that Henry N. Paul, Jr., Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf

R. Nicholson, Esquire, of New York City, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that William Vocke, Esquire, of Chicago, State of Illinois, and Henry Donawitz, Esquire, of New York City, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. W. May it is ordered that A. C. Umbreit, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as attorney and Counsellor of this Court and he was sworn accordingly

On motion first made to the Court in this behalf by Mr. Tracy L. Jeffords it is ordered that Edward A. Dewitt, Esquire, of Montpelier, State of Vermont, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. E. Payson it is ordered that William La Fayette McDonald, Esquire, of Dallas, State of Texas, and Byron C. Wells, Esquire, of Wash

practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. Singleton it is ordered that L. P. Waldo Marvin, Esquire, of Hartford, State of Connecticut, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

37. The McKinley Creek Mining Company et al., Appellants, vs. The Alaska United Mining Company et al. Appeal from the District Court of the United States for the District of Alaska.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Alaska, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

58. The Chicago, Rock Island, & Pacific Railway Company, Plff in Error, v. Bertha Zenneck, Administratrix of Ernest H. Zenneck, deceased. In Error to the Supreme Court of the State of Nebraska.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Nebraska, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

(Mr. Justice Gray did not hear the argument and took no part in the decision of this case.)

57. The Chicago, Rock Island & Pacific Railway Company, Plff in Error, v. Webster Eaton, Administrator of the Estate of John R. Mathews, deceased. In Error to the Supreme Court of the State of Nebraska.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Nebraska, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court

affirmed with costs.

Per Mr. Justice McKenna.

(Mr. Justice Gray did not hear the argument and took no part in the decision of this case.)

61. United States Repair and Guaranty Company, Petitioner, v. Assyrian Asphalt Company. On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Northern District of Illinois.

Per Mr. Justice McKenna.

226. Pablo Macse Jose L. Lopez et al., Appellants, v. Dinger Hermann, Commissioner of the General Land Office of the U.S., and Ethan Allen Hitchcock, Secretary &c. Appeal from the Court of Appeals of the District of Columbia.

of the record from the Court of Appeals of the District of Columbia, and was argued by Counsel. On Consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Appeals in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

365 Benjamin D. Greene, John T. Gaynor, William P. Gaynor, and Edward H. Gaynor, Appellants, vs. William Henkel, United States Marshal in and for the Southern District of New York. Appeal from the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the order of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Peckham.

33. The National Foundry and Pipe Works, Limited, vs. Plff in Error, Oconto City Water Supply Company. — In Error to the Supreme Court of the State of Wisconsin.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Wisconsin, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice White.

45. The Capital City Dairy Company, vs. Plff in Error, The State of Ohio ex rel. Attorney General. — In Error to the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice White.

Lizzie Stearns Bleecker and Elsie L. Bleecker,
vs. Petitioners,
15. The Steamship "Kensington", her Engines &c., The International Navigation Co. Claimant.

On writ of Certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York with directions to ascertain the actual damage sustained by the libellants, and to enter a decree in their favor for the amount of such damages, with interest and costs.

Mr Justice White.

The Louisville & Nashville Railroad Company,
vs. Plff in Error,
7. The Commonwealth of Kentucky.

In Error to the Court of Appeals of the State of Kentucky.

This cause came on to be heard on the transcript

of Kentucky and was argued by Counsel. On Consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this Cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Shiras.

351. Alexander E. Orr, Richard M. Hoe, Tracy Dows, William A. Nash, and George B. Goelet, as Executors & Trustees of the last will & testament of David Dows, Sr. et al., Plffs in Error, v. Theodore P. Gilman, Comptroller of the State of New York, and Bird S. Coler, Comptroller of the City of New York.

In Error to the Surrogate's Court of the County of New York, State of New York.

This cause came on to be heard on the transcript of the record from the Surrogate's Court of the County of New York, State of New York, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Surrogate's Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Shiras.

No. 60. Northern Assurance Company of London England, Petitioner, v. Grand View Building Association. Writ of Certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals and the judgment of the Circuit Court of the United States for the District of Nebraska in this cause be, and the same are hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to proceed in conformity with the opinion of this Court.

Per Mr. Justice Shiras.

Dissenting:
Mr. Chief Justice Fuller,
Mr. Justice Harlan
Mr. Justice Peckham

100. Edward P. Gillespie, Executor of William P. Gillespie, deceased, Plff in Error, v. William A. Schmidt, Treasurer of Marion County, Indiana. In Error to the Circuit Court of Marion County, State of Indiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of Marion County, State of Indiana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Indiana.

Per Mr. Justice Shiras.

303. William R. Tucker, Vice Consul of Russia at Philadelphia, Pennsylvania, Petitioner, v. The United States ex rel. Leo Alexandroff. On writ of Certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the

of Appeals and the judgment of the District Court of the United States for the Eastern District of Pennsylvania in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said District Court for further proceedings consistent with the opinion of this Court.

Per Mr Justice Brown.

Dissenting:
Mr Justice Gray,
Mr Chief Justice Fuller,
Mr Justice Harlan and
Mr Justice White.

19. John Schrimpscher, Silas Smith, Eliza Davis, Amos Crow et al., Plffs in Error, vs. John S. Stockton, Frank E. Powell, Frank Coates et al. Def'ts in Error. In Error to the Supreme Court of the State of Kansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Kansas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr Justice Brown.

Dissenting:
Mr Justice White and

The Southern Pacific Railroad Company et al., Appellants,
18. vs.
The United States.

Appeals from the United States Circuit Court of Appeals for the Ninth Circuit.

The United States, Appellant,
24. vs.
The Southern Pacific Railroad Company et al.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, on appeal and cross-appeal, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of California with directions to enter a decree quieting the title of the United States to an equal, undivided moiety in all alternate sections within the place or granted limits of the Atlantic and Pacific Railroad Company in California, so far as those limits conflict with the like limits of the Southern Pacific Railroad Company, excepting therefrom those lands in respect to which there has been some prior adjudication, and to dismiss the bill as to all other lands

181. The United States Trust Company of New York et al., Appellants, vs. The Territory of New Mexico. Appeals from the Supreme Court of the Territory of New Mexico.

187. The Territory of New Mexico, Appellant, vs. The United States Trust Company of New York et al.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of New Mexico, on appeal and cross-appeal, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, affirmed, each party to pay the costs of its appeal to this Court.

Per Mr. Justice Brewer.

183. The Florida Central & Peninsular Railroad Company, Plff in Error, vs. Alonzo C. Croom, as Comptroller of the State of Florida, and John A. Pearce, as Sheriff of Leon County. In Error to the Supreme Court of the State of Florida.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Florida, and was argued by counsel. On

and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Brewer.

Dissenting:
Mr. Justice Brown.

Ex parte In the matter of Wilder's Steamship Company, Petitioner. On consideration of the petition for a writ of mandamus herein and the return to the rule to show cause, and of the argument of counsel thereupon had, It is now here ordered by the Court that the rule to show cause be discharged, and that said petition be, and the same is hereby dismissed.

9, Original.

per Mr. Justice Gray.

The Guarantee Company of North America, Petitioner vs. The Mechanics' Savings Bank & Trust Company for the use of F. J. Pryor, Assignee. On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

48.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court

Court of Appeals and the decree of the Circuit Court of the United States for the Middle District of Tennessee in this cause be, and the same are hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings consistent with the opinion of this Court.

Per Mr. Chief Justice Fuller.

141. Charles C. McChord, James F. Dempsey & John C. Wood, Appellants, vs. The Louisville & Nashville Railroad Company. Appeal from the Circuit Court of the United States for the District of Kentucky.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kentucky, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the ~~said~~ Circuit Court of the United States for the Western District of Kentucky, with a direction to sustain the demurrer and dismiss the bill.

Per Mr. Chief Justice Fuller.

142. Charles C. McChord, James T. Dempsey & John C. Wood, Appellants, v. The Louisville, Henderson & St. Louis Railway Company. Appeal from the Circuit Court of the United States for the District of Kentucky.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kentucky, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the ~~said~~ Circuit Court of the United States for the Western District of Kentucky with a direction to sustain the demurrer and dismiss the bill.

Per Mr. Chief Justice Fuller.

143. Charles C. McChord, James T. Dempsey & John C. Wood, Appellants, v. The Chesapeake & Ohio Railway Company. Appeal from the Circuit Court of the United States for the District of Kentucky.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kentucky, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged and decreed

Court in this cause be, and the same is hereby reversed with costs; and that this cause be, and the same is hereby remanded to the ~~said~~ Circuit Court of the United States for the Western District of Kentucky with a direction to sustain the demurrer and dismiss the bill.

Per Mr. Chief Justice Fuller.

1444. Charles C. McChord, James F. Dempsey & John C. Wood, Appellants, v. The Southern Railway Company in Kentucky. Appeal from the Circuit Court of the United States for the District of Kentucky.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kentucky, and was argued by counsel. On consideration whereof it is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby reversed with costs; and that this cause be, and the same is hereby remanded to the ~~said~~ Circuit Court of the United States for the Western District of Kentucky with a direction to sustain the demurrer and dismiss the bill.

Per Mr. Chief Justice Fuller.

Monday, January 6th, 1902, Continued.

145. Charles C. McChord, James F. Dempsey & John C. Wood, Appellants, vs. The Cincinnati, New Orleans & Texas Pacific Railway Company. Appeal from the Circuit Court of the United States for the District of Kentucky.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kentucky, and was argued by Counsel. On Consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be and the same is hereby reversed with costs: And that this cause be and the same is hereby remanded to the Circuit Court of the United States for the Eastern District of Kentucky with a direction to sustain the demurrer and dismiss the bill.

Per Mr. Chief Justice Fuller.

251. J. Stanton Carter (on behalf of Oberlin M. Carter), Appellant, vs. Robert W. McClaughry, Warden of the United States Penitentiary at Fort Leavenworth, Kansas. Appeal from the Circuit Court of the United States for the District of Kansas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kansas, and was argued by Counsel. On Consideration whereof, It is now

that the order of the said Circuit Court in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

(Mr. Justice Harlan did not hear the argument and took no part in the consideration of this case.)

Isadore Minder, Plff in Error, vs. The State of Georgia. — In Error to the Superior Court of Bibb County, Georgia.

No. 117.

This cause came on to be heard on the transcript of the record from the Superior Court of Bibb County, State of Georgia, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Superior Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Fuller.

The United States, Petitioner, vs. The American Steamship "Lauada," her tackle &c. — On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

No. 64.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit, and was argued by Counsel. On consideration whereof, the Court being equally divided in opinion,

by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the District Court of the United States for the District of Delaware.

Per Mr. Chief Justice Fuller.

(Mr. Justice McKenna took no part in the consideration and decision of this cause.)

94. The Augusta Manufacturing Company et al. vs. The Galeton Cotton Mills et al. Appellants,

On consideration of the motion that the copy of record as presented be taken and filed as a return to the writ of certiorari heretofore granted herein, It is now here ordered by the Court that said motion be, and the same is hereby, granted, without prejudice.

Per Mr. Chief Justice Fuller.

363. The Chesapeake & Potomac Telephone Company vs. J. Forrest Manning & Co. Appellant,

On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday March 3d next.

Per Mr. Chief Justice Fuller.

Edward J. Hingston and Arthur Woods, Petitioners.
vs.
470. The Steam Vessel "Vulcan", The Lorain Steamship Co., Claimant.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller

The City of New York and Bird S. Coler, as Comptroller, thereof, Petitioners,
vs.
491. Samuel Pine and Frederick Muller.

On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

492.	The Chattanooga National Building & Loan Association, v. William A. Denson and Rosa E. Denson. Petitioner,	On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is, hereby, granted.

Per Mr. Chief Justice Fuller.

500.	The Aetna Insurance Co., of Hartford, Conn. v. Daniel Langan. Petitioner,	The petition for a writ of certiorari herein was submitted to the consideration of the

Court on printed arguments by Mr. Henry E. Davis, in support of the same, and Mr. R. C. Langan, in opposition thereto.

499.	George J. Baer v. William R. Kerr et al. Petitioner,	The petition for a writ of certiorari herein was submitted to the consideration of the Court

on printed arguments by Mr. H. Bisbee and Mr. H. C. McDougal, in support of the same, and Mr.

235. Mariano F. Sena, Appellant, v. The United States.

Mr. Neill B. Field, in behalf of Counsel for the appellant, submitted to the consideration of the Court a motion for leave to take additional testimony herein.

347. Alphonse Ensheimer, Appellant, v. The City of New Orleans.

Mr. N. M. Jordan, in behalf of counsel, for the appellant, submitted to the consideration of the Court a motion to advance this cause.

460. The S. S. White Dental Manufacturing Co., Petitioner, vs. The Delaware Insurance Company.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Henry N. Paul, Jr., Mr. R. C. Dale, and Mr. Joseph C. Fraley, in support of the same, and Mr. John G. Johnson, in opposition thereto.

133. The Scottish Union & Natl. Ins. Co., v. Riffin Enos, John Herriott, et al.;
The Manchester Fire Assurance Co., v. Appellants,

On motion of Mr. M. D. O'Connell, in behalf of counsel, It is ordered by the Court that the

are hereby, continued until the next term, per stipulation of Counsel.)

485. James Tarrance et al., Pltffs in Error, vs. The State of Florida. Mr. Edward C. Goodwin, in behalf of Counsel for the Plaintiffs, in error, submitted to the consideration of the Court a motion to advance this cause.)

56. The Board of County Commissioners of the County of Lake, Colorado, Petitioner, vs. James R. Sutliff. On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

It appearing to the Court that a stipulation of Counsel for the respective parties to dismiss the writ of certiorari herein has been filed, Therefore, in pursuance of said stipulation, It is now here ordered by this Court that the writ of certiorari in this cause be, and the same is hereby, dismissed at the costs of the petitioner.

Per Mr. Chief Justice Fuller.

93. The Texas & Pacific Railway Company, Plff in Error, vs. J. A. Wilder and his wife Lurena Wilder. In Error to the United States Circuit Court of Appeals for the Fifth Circuit.

It appearing to the Court that an authority of Counsel for the plaintiff in error to dismiss the writ of error in this cause, has been filed. Therefore, in pursuance of said authority, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

112. Harry A. Dudley, Plff in Error, vs. The Board of County Commissioners of the County of Lake. In Error to the Circuit Court of the United States for the District of Colorado.

It appearing to the Court that a stipulation of Counsel for the respective parties to dismiss the writ of error in this cause has been filed, Therefor, in pursuance of said stipulation, It is now here ordered and adjudged by this Court that the writ of error in this cause be and the same is hereby, dismissed at the costs of the defendant in error.

Per Mr. Chief Justice Fuller.

406. The Board of County Commissioners of the County of Lake, Petitioner, vs. The Keene Five Cents Savings Bank. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

It appearing to the Court that a stipulation of counsel for the respective parties to dismiss the petition for a writ of certiorari herein has been filed, Therefore, in pursuance of said stipulation, It is now here ordered by this Court that the petition for a writ of certiorari in this cause be, and the same is hereby, dismissed, at the costs of the petitioner.

Per Mr. Chief Justice Fuller.

438. Charles W. Morse vs. Plff in Error, John C. Davies, Attorney General of the State of New York. In Error to the Court of Appeals of the State of New York.

It appearing to the Court that a motion by counsel for the plaintiff in error to dismiss the writ of error in this cause has been filed, Therefore, in pursuance of said motion, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

213 & 214. The Montana Mining Co., Limited, vs. Affg. Error, The St. Louis Mining & Milling Company of Montana. The motions to dismiss or affirm in these cases were submitted to the consideration of the Court on the records and printed arguments by Mr. Erwin W. Toole, Mr. Thomas C. Bach, Mr. Arthur Brown, and Mr. A. P. Henderson, in support of the same, and Mr. H. E. Cullen, Mr. E. C. Day, Mr. Charles J. Hughes, Jr., Mr. A. B. Browne, and Mr. Alexander Britton, in opposition thereto.

475. Gerhard Derlinden, vs. Appellant, John C. Ames, U.S. Marshal &c. Reargument of this cause was commenced by Mr. Albert H. Mar[illegible] of Counsel for the appellant, and continued by Mr. William Wirt Howe, of Counsel for the appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, January 7th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice.
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Treadwell Cleveland it is ordered that Frederic E. Nygatt, Esquire, of New York City, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. B. Douglas it is ordered that George P. Wilson, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

State of Minnesota, Complainant,
vs.
Northern Securities Company.

Mr. W. B. Douglas, of counsel for the Complainant submitted to the consideration of the Court a motion for leave to file a bill of complaint herein.

475. Gerhard Terlinden, Appellant,
vs.
John C. Ames, U.S. Marshal &c.

The argument of this cause was continued by Mr. William Wooke, of counsel for the appellee, and concluded by Mr. A. C. Umbreit, of counsel for the appellant.

478 Fok Young Yo, Appellant, vs. The United States.
482. Lee Gon Yung, Appellant, vs. The United States.

These cases were argued by Mr. Maxwell, Evarts, of counsel for the appellants, and Mr. Assistant Attorney General Hoyt, of counsel for the appellee.

84. Clarence E. Collins
vs.
The State of New Hampshire.

Plff in Error.

The argument of this cause was commenced by Mr. William D. Guthrie, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, January 8th, 1902.

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James R. Garfield it is ordered that Peter Henry Kaiser, Esquire, of Cleveland, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Knute Nelson it is ordered that Lyman D. Barnard, Esquire, of Renville, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John S. Little it is ordered that George Frank Brown, Esquire, of Pittsville, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

132. The Texas & Pacific Railway Company, Plff in Error, vs. The State of Louisiana ex rel The Cumberland Telephone & Telegraph Company. — In Error to the Supreme Court of the State of Louisiana.

This cause having been called to the attention of the Court by Mr. Rush Taggart, of counsel, for the plaintiff in error, and he having moved the Court to dismiss the writ of error in this cause, Therefore, in pursuance of said motion, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per C. M. Chief Justice Fuller.

84. Clarence E. Collins, Plff in Error, vs. The State of New Hampshire. — Reargument of this cause was concluded by Mr. William D. Guthrie, of counsel for the plaintiff in error, and the cause was submitted on a printed argument by Mr.

No. Louis Auguste Marande et al., vs. The Texas & Pacific Railway Co. (Plffs in Error,)

The argument of this cause was commenced by Mr. Deadwell Cleveland, of counsel for the plaintiffs in error, and continued by Mr. Rush Taggart, of counsel for the defendant in error.)

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, January 9th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice.
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John F. Shafroth it is ordered that Edgar Cayce Clees, Esquire, of Honolulu, Hawaii, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. H. Moody it is ordered that Ernest W. Roberts, Esquire, of Chelsea, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

164. Daniel A. Talbot, Plff in Error, vs. The First National Bank of Sioux City, Iowa. On motion of Mr. J. K. Redington, of counsel for the plaintiff in error, It is ordered by the Court, that this cause be, and the same is hereby, passed, to be heard immediately preceding case No. 191.

86. Louis Auguste Marande et al., Plffs in Error, vs. The Texas & Pacific Railway Co. The argument of this cause was continued by Mr. Rush Taggart, of counsel for the defendant in error, and concluded by Mr. Treadwell Cleveland, of counsel for the plaintiffs in error.

85. Tomas C. Gutierres et al. Appellants, vs. The Albuquerque Land & Irrigation Company. This cause was argued by Mr. Neill B. Field, of counsel for the appellants, and Mr. W. B. Childers, of counsel for the appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, January 10th, 1902

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

97. Robert Perrin, Appellant, vs. The United States. On motion of Mr. John T. Morgan, of counsel for the appellant, It is ordered by the Court that this cause be, and the same is hereby passed, subject to the provisions of section 7 of Rule 21.

88. The Cleveland Trust Co., Plaintiff in Error, vs. M. A. Lander, Treasurer &c. This cause was argued by Mr. James R. Garfield, of counsel for the plaintiff in error, and Mr. P. A. Kaiser, of counsel for the defendant in error.

The United States,
vs. Appellant,
The St. Louis & Mississippi
Valley Transportation Co.

No. 84.

The argument of this cause was commenced by Mr. George H. Gorman, of counsel for the appellant, and continued by Mr. James H. Hayden, of counsel for the appellee.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock M.

Monday, January 13th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered, that George A. Davis, Esquire, of Honolulu, Territory of Hawaii, and Robert Ramsey, Esquire, of Cincinnati, State of Ohio, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Kittredge, it is ordered that Charles A. Bartlett, Esquire, of Sioux Falls, State of South Dakota, be admitted to practice as an attorney and counsellor of this Court and he

Monday, January 13th, 1902, Continued.

On motion first made to the Court in this behalf by Mr. H. K. Mendenhall it is ordered that William E. Savage, Esquire, of Los Angeles, State of California, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney it is ordered that Fred L. Golden, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. H. Gaines it is ordered that Murray Briggs and George W. McClintic, Esquires, of Charleston, State of West Virginia, be admitted to practice as attorneys and Counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. P. M. Jett it is ordered that Winfield Liggett, Esquire, of Harrisonburg, State of Virginia, and Eldridge C. Farnsworth, Esquire, of Visalia, State of California, be admitted to practice as attorneys and Counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heber J. May it is ordered that Charles P. Cates, Jr., Esquire, of Knoxville, State of Tennessee, be admitted to practice as an attorney and counsellors of this Court and he was sworn accordingly.

80. The Midway Company vs. Plff in Error, Frank W. Eaton, Leonidas Merritt, Merrill M. Clark et al. } In Error to the Supreme Court of the State of Minnesota.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with Costs. per Mr. Justice McKenna.

81. The Midway Company (substituted for The Germania Iron Company), vs. Plff in Error, Frank W. Eaton, Leonidas Merritt, Merrill M. Clark et al. } In Error to the Supreme Court of the State of Minnesota.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by

Here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

(Per Mr. Justice McKenna.)

77. The Texas & Pacific Railway Company, Plff in Error, v. Emil Reiss, Jr., Edward Reiss, Frederick Reiss and Henry Jacques Reiss. In Error to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of New York.

(Per Mr. Justice Peckham.)

78. The Texas & Pacific Railway Company vs. Jeffries, Error; John R. Callender, Otto Magnus and Henry C. Holden. In Error to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be and the same is hereby affirmed with costs. And that this cause be and the same is hereby remanded to the Circuit Court of the United States for the Southern District of New York.

Per Mr. Justice Peckham.

49. The Sun Printing and Publishing Association, Petitioner, vs. William L. Moore. On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United

be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the District Court of the United States for the Southern District of New York.

Per Mr. Justice White.

20. The Southern Pacific Railroad Company vs. Isaac T. Bell. In Error to the Supreme Court of the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged, by this Court, that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brown.

82. Otto Groeck, and Jennie L. Merrill, Len Herriford, Executrix and Executor of C. S. Merrill, deceased, vs. The Southern Pacific Railroad Company. Appeal from the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court

by Counsel. On Consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals and the decree of the Circuit Court of the United States for the Southern District of California in this cause be, and the same are hereby reversed with costs; and that this cause be, and the same is hereby remanded to the said Circuit Court with directions to dismiss the bill.

Per Mr. Justice Brown.

32. Charles A. Nutting, Plff in Error, vs. The Commonwealth of Massachusetts. } In Error to the Superior Court of the State of Massachusetts.

This cause came on to be heard on the transcript of the record from the Superior Court of the State of Massachusetts, and was argued by Counsel. On Consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Superior Court in this cause be, and the same is hereby, Affirmed with costs.

Per Mr. Justice Gray.

Dissenting:
Mr. Justice Harlan.

6, Original. The State of Missouri, Complainant, vs. The State of Nebraska.) It is ordered by the Court that the further consideration of the motion to appoint Commissioners to take testimony herein be, and the same is hereby, postponed until after the issues are settled.

Per Mr. Chief Justice Fuller.

213. The Montana Mining Co., Limited, Plff in Error, vs. The St. Louis Mining & Milling Co. of Montana.)

214. The Montana Mining Co., Limited, Plff in Error, vs. The St. Louis Mining & Milling Co., of Montana.) It is ordered by the Court that the further consideration of the motions to dismiss or affirm in these cases be, and the same is hereby, postponed until the hearing of the cases on their merits.

Per Mr. Chief Justice Fuller.

235. Mariano F. Sena, Appellant, vs. The United States. On consideration of the motion for leave to take additional testimony herein

It is now here ordered by the Court that said motion be, and the same is hereby, denied, but a duly certified copy of the will of Simon

Hearing.

Per Mr. Chief Justice Fuller.

300. Joseph A. Beals, Pltff in Error, vs. James J. Cone et al. On consideration of the motions for a supersedeas and to dismiss or affirm in this cause, It is now here ordered by the Court that the motion for a supersedeas be, and the same is hereby, denied, and that the further consideration of the motions to dismiss or affirm be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

347. Alphonse Ensheimer, Appellant, vs. The City of New Orleans. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, March 3d next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

485. James Tarrance et al., Plffs in Error, vs. The State of Florida. On consideration of the motion to advance this cause, It is now

Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, April 14th next, after the case heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

H91. The City of New York et al., Petitioners, vs. Samuel Pine et al. It is ordered by the Court that this cause be, and the same is hereby, advanced and assigned for argument on Monday, February 17th next, after case No. 10, Original.

Per Mr. Chief Justice Fuller.

H60. The S. S. White Dental Manufacturing Company, Petitioner, vs. The Delaware Insurance Company of Philadelphia. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

494. Charles Sweeny et al., Petitioners, vs. Kennedy J. Stanley. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

499. George J. Baers, Petitioner, vs. William R. Kerr et al. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

500. The Aetna Insurance Company of Hartford, Connecticut, Petitioners, v. Daniel Langan. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of Counsel thereupon had, & due in support of as against the same, It is now here ordered by this Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

(Mr. Justice Gray took no part in the disposition of this application.)

The State of Minnesota, Complainant, v. The Northern Securities Co. It is ordered by the Court that notice of the motion for leave to file the bill of complaint herein be given, and that said motion be heard on Monday, the 27th instant.

Per Mr. Chief Justice Fuller.

130. The United States, Appellant, v. The Officers & Crew of the U.S. Steamer "Mangrove". On motion of Mr. Solicitor General Richards, It is ordered by the Court that this cause be, and the same is

509. The United States, Appellant, vs. James A. Rickert, as County Treasurer &c.

Mr. Solicitor General, (Richards, of counsel for the appellant,) submitted to the consideration of the Court a motion to advance this cause.

387 of Oct. T. 1898. Samuel A. Stone, Auditor, et al., Appellants, vs. The Deposit Bank of Frankfort.

The motion for leave to file a bill of review in this cause in the Circuit Court of the United States for the Eastern District of Kentucky was submitted to the consideration of the Court on printed arguments by Mr. J. Julian, in support of the same, and Mr. Frank Chinn, in opposition thereto, with leave to counsel to file affidavits and additional briefs within fifteen days.

508. Tulare Irrigation District et al., Plffs in Error, vs. Alfred Shepard.

This cause was submitted to the consideration of the Court, pursuant to the 20th rule, on the record and printed arguments by Mr. George H. Maxwell and Mr. John Garber, of counsel for the plaintiffs in error and Mr. S. D. Leib, of counsel for the defendant in error.

514. The President &c., of the Insurance Co., of North America
vs. Petitioners,
The Steamship Harrogate

The petition for a writ of certiorari, herein was submitted to the consideration of the Court on printed arguments by Mr. Lawrence Kneeland, in support of the same, and Mr. Harrington Putnam, in opposition thereto.

515. James Considine,
vs. Petitioner,
The United States.

The petition for a writ of certiorari, herein was submitted to the consideration of the Court by Mr. Thomas F. Shay and Mr. Miller Outcalt, in support of the same, and leave was granted counsel for the respondent to file a brief in opposition thereto within fifteen days.

507. The Singer Manufacturing Company,
vs. Petitioner,
Herman Cramer.

The petition for a writ of certiorari, herein was submitted to the consideration of the Court by Mr. C. A. Offield, in support of the same.

268. Gertrude A. Hardin et al.,
vs. Plffs in Error,

This cause was submitted to the

the Court, pursuant to the 20th rule, on the record and printed argument by Mr. Thomas Dent, of counsel for the plaintiffs in error, and leave was granted counsel for the defendant in error to file a brief within one week.

467. Davey Pegging Machine Company, Petitioner, vs. Isaac Prouty & Company. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. W. K. Richardson and Mr. Frederick P. Fish in support of the same, and Mr. Louis W. Southgate, in opposition thereto, and leave was granted counsel for the petitioner to file a brief in reply on or before Friday next.

280. John S. Swann et al., Trustees, Plffs in Error, vs. The State of West Virginia. The motion to dismiss in this cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Murray Briggs in support of the same, and Mr. George E. Price, in opposition thereto.

513. The Fidelity & Deposit Co. of Maryland, Petitioner, vs. The petition for a writ of certiorari herein was sub-

sideration of the Court by Mr. Winfield Liggett and Mr. R. A. Liggett, in support of the same.

The Lakeland Transportation Company et al, Petitioners. vs. Peter P. Miller et al. — Mr. Frank S. Bright, in behalf of counsel for the petitioners, submitted to the consideration of the Court a motion for leave to use the certified copy of the transcript of record filed as an Exhibit to the petition for a writ of certiorari, in case No. 479 as the Exhibit to a second petition.

176. The Florida Central & Peninsular Railroad Co., Plff in Error vs. Priscilla McIver. — In Error to the Supreme Court of the State of Georgia.

It appearing to the Court that an authority of counsel for the plaintiff in error to dismiss the writ of error in this cause has been filed, Therefore, in pursuance of said authority, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

The Frazier Borate Mining Company, Plff in Error, vs. Charles E. Colmer. } In Error to the Circuit Court of the United States for the Southern District of California.

450.

It appearing to the Court that a stipulation of counsel for the respective parties to dismiss the writ of error in this cause has been filed, Therefore, in pursuance of said stipulation, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Fuller.

James B. Sivinq, Trustee of the Union Mutual Fire Insurance Company of Cincinnati, Ohio, Plff in Error, vs. Edgar Munsen. } In Error to the Supreme Court of the State of Pennsylvania.

101.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Monday, January 13th, 1902, Continued.

84. The United States, Appellant, vs. The St. Louis & Mississippi Valley Transportation Co. — Re-argument of this cause was continued by Mr. James H. Hayden, of counsel for the appellee, and concluded by Mr. George H. Gorman, of counsel for the appellant.

90. M. C. Lykins et al., Plffs in Error, vs. Mo. R. McGrath. — This cause was argued by Mr. William M. Springer, of counsel for the plaintiffs in error, and submitted on a printed argument by Mr. W. C. Perry and Mr. D. S. Holmes, of counsel for the defendant in error.

92. The Missouri, Kansas & Texas Railway Co., et al., Plffs in Error, vs. Georgia C. Elliott et al. — This cause was argued by Mr. James Hagerman, of counsel for the plaintiffs in error, and submitted on a printed argument by Mr. William T. Hutchings and Mr. Preston C. West, of counsel for the defendants in error.

95. John H. McDonald, Receiver &c., Appellant, vs. David E. Thompson. — Re-argument of this cause was commenced by Mr. J. R. Webster, of counsel for the appellant.

Examination being made the Court is adjourned until to-morrow

Tuesday, January 14th, 1907.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice.
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White.
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Ernest W. Roberts it is ordered that Bordman Hall, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

95. John H. McDonald, Receiver &c., Appellant,
vs.
David E. Thompson.

The argument of this cause was continued by Mr. Hallett Rose, of counsel for the appellee, and concluded by Mr. J. R. Webster, of counsel for the appellant.

91. L. S. Clark
vs. Plff in Error;
The City of Titusville

This cause was argued by Mr. Eugene Mackey, of counsel for the plaintiff in error, and submitted on a printed argument by Mr. George Frank Brown, of counsel for the defendant in error.

96. Clarence M. Busch,
vs. Appellant;
Joshua H. Jones et al,

This cause was argued by Mr. George J. Murray, of counsel for the appellant, and Mr. M. W. Jacobs, of counsel for the appellees.

98. Samuel Monroe et al.,
vs. Appellants;
The United States.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. John C. Fay, of counsel for the appellants, and Mr. Assistant Attorney General Pradt and Mr. Franklin W. Collins, of counsel for the appellee.

99. Line C. Nilz
vs. Appellant
John Story Jones et al.

The argument of this cause was commenced by Mr. A. S. Worthington, of counsel for the appellant, and continued by Mr. Walter D. Davidge, Jr., and Mr. J. J. Darlington, of counsel for the appellees.

Proclamation being made the Court is adjourned until

Wednesday, January 15th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court was opened.

On motion first made to the Court in this behalf by Mr. Holmes Conrad it is ordered that Robert G. Linn, Esquire, of Charleston, and Edward A. Brannon, Esquire, of Weston, State of West Virginia, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Marcus A. Smith it is ordered that Webster Street, Esquire, of Phoenix, Territory of Arizona, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The Lakeland Transportation Company et al., Petitioners, v. Peter P. Miller, et al.; On consideration of the motion of Mr. Frank B. Bright for leave to use the record heretofore filed in this case, certified transcript of record in case No. 479 as an Exhibit in this case, It is ordered that the petition herein and briefs in support of and against the same be presented in No. 479 and the petition is hereby submitted to the Court.

365. Benjamin D. Greene et al., Appellants, v. William Henkel, U.S. Marshal &c. On motion of Mr. Solicitor General, Richards, of Counsel for the appellee, leave is hereby granted the Clerk to issue the mandate in this cause.

102. The Town of Weston, Appellant, v. James A. Tierney. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. E. A. Brannon and Mr. R. G. Linn, of Counsel for the appellant, and Mr. W. W. Brannon of Counsel for the appellee, and leave was granted Counsel for the appellee to file an additional brief within five days and to Counsel for the appellant to file a reply thereto.

111. Charles M. McGhee & Henry Fink as Receivers of The Memphis & Charleston Railroad Company, Plff in Error, vs. Sallie C. Campbell, as Administratrix of J. W. Campbell, deceased. In Error to the United States Circuit Court of Appeals for the Fifth Circuit.

It appearing to the Court that an authority of counsel for the plaintiffs in error to dismiss the writ of error in this cause has been filed: Therefore, in pursuance of said authority, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

107. Sarah J. McIntosh, vs. R. L. Aubrey. It is ordered by the Court that this cause be, and the same is, hereby, continued until the next term.

99. Jane C. Hitz, vs. John Story Jenks et al. The argument of this cause was continued by Mr. J. J. Darlington, of counsel for the appellees, and concluded by Mr. Wayne MacVeagh, of counsel for the appellant.

94. The Augusta Manufacturing Company et al., vs. The Galveston Cotton Mills et al. Appellants,

This cause was argued by Mr. John T. Morgan, of Counsel for the appellants, and Mr. Louis D. Brandeis, of Counsel for the appellees, and leave was granted Counsel for the appellants to file an additional brief on tomorrow.

103. The First National Bank of Lake Benton, Minnesota, vs. Plff in Error, John W. Wait,

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. F. B. Kellogg and Mr. C. A. Severance, of Counsel for the plaintiff in error, and Mr. F. L. James, of Counsel for the defendant in error.

104. The Mutual Life Insurance Co., of New York, vs. Petitioner, Frank E. Dingley, Admr.

This cause was argued by Mr. Frederic D. McKenney, of Counsel for the petitioner. No Counsel appeared for the respondent.

119. Annie Andrews vs. Plff in Error, Kate K. Andrews.

On motion of Mr. Frederic D. McKenney, of Counsel for the defendant in error, it is or-

same is hereby passed temporarily.

110. William A. Brainard et al., Appellants, vs. Leffert L. Buck et al., The argument of this cause was commenced by Mr. Leo Simmons, of Counsel for the appellants.

(Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, January 16th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Hugh T. Taggart it is ordered that John Stowell, Esquire, of Seneca, State of Kansas, and Percival M. Brown, Esquire, of Vennedy, State of Illinois, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Alden Smith it is ordered that Henry E. Chase, Esquire, of Grand Rapids, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was

On motion first made to the Court in this behalf by Mr. A. J. Jaquith it is ordered that Thomas J. Barry, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

107. Sarah J. McIntosh, Plff in Error vs. R. L. Aubrey. On motion of Mr. Edward Campbell, of Counsel for the plaintiff in error, It is ordered by the Court that the order continuing this cause until the next term be, and the same is hereby set aside.

107. Sarah J. McIntosh, Plff in Error vs. R. L. Aubrey. This cause was submitted to the consideration of the Court on the record with leave to counsel to file printed arguments within thirty days.

110. William H. Brainard et al., Appellants, vs. Leffert L. Buck et al. The argument of this cause was continued by Mr. Leo Simmons, of Counsel for the appellants, and Mr. E. V. Brookshire, of Counsel for the appellees, and concluded by Mr. Hugh T. Taggart, of Counsel for the appellants.

Thursday, January 16th, 1902, Continued.

105. P. K. Wilson vs. J. F. Standefer. Plff in Error. This cause was argued by M. J. M. Hill, of Counsel, for the plaintiff in error. No counsel appeared for the defendant in error.

108. Simon Rothschild et al., vs. Robert A. Knight, Assignee &c. Plffs in Error. The argument of this cause was commenced by M. A. J. Jaquith of Counsel for the plaintiffs in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Friday, January 17th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that Owen Morris, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. F. Kelston it is ordered that Edward A. Krauthoff, Esquire, of Kansas City, State of Missouri, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis P. Oldham it is ordered that George W. Wall, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

512. The Territory of Hawaii, Appellant, vs. Osaki Mankichi.

On motion of Mr. Assistant Attorney General Hoyt, of Counsel for the appellant, it is ordered by the Court that this cause be, and the same is hereby advanced and assigned for argument on Monday, April 14th next, after the cases heretofore assigned for that day.

108. Simon Rothschild et al., Plffs in Error, vs. Robert A. Knight, Assignee &c.

The argument of this cause was continued by Mr. W. J. Jaquith, of Counsel for the plaintiffs in error and Mr. Charles M. Rice, of Counsel for the defendant in error, and concluded by Mr. W. J. Jaquith, of Counsel for the plaintiffs in error.

113. The Louisville & Jeffersonville Ferry Company, Plff in Error, vs. The Commonwealth of Ken-

This cause was argued by Mr. Alexander Pope Humphrey, of

plaintiff in error, and Mr. D. W. Sanders, of counsel for the defendant in error, and leave was granted counsel for the defendant in error to file an additional brief within ten days and to counsel for the plaintiff in error to file a reply thereto.

122. Clement Studebaker, Plff in Error, vs. John Perry, Receiver &c. Mr. Hugh C. Ward, of counsel for the plaintiff in error, suggested the death of Clement Studebaker, the plaintiff in error herein, and moved the Court to make Ann M. Studebaker, George M. Studebaker, Anna Studebaker, Carlisle Studebaker and Clement Studebaker Jr. Executors and Executrixes of the said Clement Studebaker, deceased, the parties plaintiffs in error in this cause. Whereupon, It is now here ordered by the Court that the said Ann M. Studebaker, George M. Studebaker, Anna Studebaker, Carlisle Studebaker and Clement Studebaker, Jr, Executors and Executrixes of Clement Studebaker, deceased, be, and they are hereby, made the parties plaintiffs in error in this cause.

122 Anna M. Studebaker et al., Executors &c., Plff in Error, vs. John Perry, Receiver &c. The argument of this cause was commenced by Mr. Hugh C. Ward,

plaintiffs in error, and continued by Mr. George W. Wall and Mr. Francis P. Kelleher, of counsel for the defendant in error.)

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, January 20th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John M. Thurston it is ordered that Hilldimson S. Summers, Esquire, of Omaha, State of Nebraska, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. V. Quarles it is ordered that Charles Quarles, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf

Winchester Kelso, Esquire, of Eagle Pass, State of Texas, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. T. Brookshire it is ordered that Alfred M. Jackson, Esquire, of Winfield, State of Kansas, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

257. Arthur C. Mueller, Trustee in bankruptcy of Edward B. Nugent, Bankrupt vs. William T. Nugent. Petitioner, } On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs, and that the decree and order of the District Court of the United States for the District of Kentucky be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded

Western District of Kentucky with liberty to take such further proceedings as it may be advised.

Per Mr. Chief Justice Fuller.

280. John S. Swann et al., Trustees, Plffs in Error, vs. The State of West Virginia.

It is ordered by the Court that the further consideration of the motion to dismiss herein be, and the same is hereby, postponed until the hearing of the case on its merits.

Per Mr. Chief Justice Fuller.

509. The United States, Appellant, vs. James A. Rickert, County Treasurer, etc.

On consideration of the motion to advance this cause,

It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause advanced as under the 33rd Rule to be submitted on printed briefs on or before April 11th next, or the case will be heard orally on Monday October 20th next.

Per Mr. Chief Justice Fuller.

1479. The Lakeland Transportation Company, Claimant of the Steamer "George W. Roby", and The American Surety Company, Petitioners, vs. Peter F. Miller et al.

On second petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the second petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

462. Davey Pegging Machine Company, Petitioner, vs. Isaac Prouty & Company et al.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

514. The President and Directors of the Insurance Company of North America et al., Petitioners vs. The Steamship "Harrogate" her engines &c. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same; It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

507. The Singer Manufacturing Company, Petitioner, vs. Herman Cramer. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same; It is now here ordered by the Court that said petition be, and the same is hereby, granted.

(per Mr. Chief Justice Fuller.)

513. The Fidelity and Deposit Company of Maryland, Petitioner, vs. The L. Bueltel Son Lumber Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

92. Missouri, Kansas & Texas Railway Company et al., Plffs in Error, vs. Georgia C. Elliott and Nannie F. Elliott, by their next friend Jessie Brogies, and Lydia J. Elliott. In Error to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel. On consideration whereof, the Court being equally divided in opinion, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause

and that this cause be, and the same is hereby remanded to the United States Court for the Northern District of the Indian Territory.

per Mr. Chief Justice Fuller.

814. Clarence E. Collins, W. Riffin Smart, The State of New Hampshire. It is ordered by the Court that, this cause be, and the same is hereby, restored to the docket for reargument.

per Mr. Chief Justice Fuller.

1014. The Mutual Life Insurance Company of New York, Petitioner, v. Frank E. Dingley, as Administrator of the estate of Walter Frederick Dingley, deceased. On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals and the judgment of the Circuit Court of the United States for the

same are hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings in conformity to law.

Per Mr. Chief Justice Fuller.

503. The United States, Appellant, vs. Lee Yen Tai. Mr. Solicitor General, Richards, of counsel for the appellant, submitted to the consideration of the Court a motion to advance this cause.

505. Asa M. Swain, Petitioner, vs. Holyoke Machine Co. The petition for a writ of certiorari herein, was submitted to the consideration of the Court on printed arguments by Mr. Charles F. Perkins, Mr. Causten Browne, and Mr. Charles A. Drew, in support of the same, and Mr. Elmer P. Howe, in opposition thereto.

443. A. C. Finney, Receiver &c., Plffs in Error, vs. Mary A. Guy. Mr. Fred G. Coldren, of counsel for the Plaintiffs in error, submitted to the consideration of the Court a suggestion of a diminution of the record and motion for a writ of certiorari in this cause.

389. Kokomo Fence Machine Co., Petitioner vs. Alva L. Kitselman et al. The motion for a supersedeas or stay order herein was submitted to the consideration of the Court by Mr. Thomas A. Banning in support of the same, and Mr. R. A. Parkinson, in opposition thereto.

18. The Southern Pacific Railroad Co., et al., Appellants, vs. The United States. Mr. J. A. Carl, of Counsel for the United States, submitted to the consideration of the Court a motion to modify the decree entered herein

24. The United States, Appellant, vs. The Southern Pacific Railroad Co., et al.

by this Court and leave was granted Counsel for the Southern Pacific Railroad Co., et al., to file a brief in opposition thereto on or before Thursday next.

409. Charles L. Bernard, Plff in Error, vs. The People of the State of Michigan. Mr. John L. Lott, of Counsel for the plaintiff in error, submitted to the consideration of the Court a motion

to advance this cause.

451. Joseph J. Martin et al., Petitioners, vs. The Steamship "Southward". The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Horace L. Cheyney and Mr. John F. Lewis, in support of the same, and Mr. J. Rodman Paul, in opposition thereto.

151. George Schuerman et al., Appellants, vs. The Territory of Arizona. On motion of Mr. Alexander Britton, in behalf of counsel, It is ordered by the Court that this cause be, and the same is hereby, passed and assigned for argument with, (case No. 388, as one case.)

486. George A. Dobbs et al. Plaintiffs in Error, vs. The State of Kansas. Mr. John Slowick, of counsel for the plaintiffs in error, submitted to the consideration of the Court a motion to advance this cause.)

Ex parte In the matter of James A. Schuerman, Petitioner.
Ex parte In the matter of William B. Shafer, Petitioner.
Ex parte In the matter of John W. O'Brien, Petitioner.
Mr. W. A. Van Steenbergh, of counsel for the petitioners, submitted to the consideration of the Court a motion for leave to file petitions for writs of mandamus herein.)

122. Ann M. Studebaker et al., Executors &c., vs. Iliff's in Error, John Perry, Receiver &c.

Reargument of this cause was continued by Mr. Francis T. Oldham, of Counsel for the defendant in error, and concluded by Mr. Hugh C. Ward, of Counsel for the plaintiffs in error.

121. Frederick Howard et al., vs. Iliff's in Error, The United States to the use of David D. Stewart.

This cause was argued by Mr. John C. Gage, of Counsel for the plaintiffs in error, and Mr. Edwin A. Krauthoff, of Counsel for the defendant in error.

123. John C. Goodrich et al., vs. Iliff's in Error, The City of Detroit et al.

This cause was argued by Mr. C. F. Bacon, of Counsel for the plaintiffs in error, and Mr. D. E. Sweeney, of Counsel for the defendants in error.

124. The French-Glenn Live Stock Co., vs. Iliff in Error, Alva Springer.

125. The French-Glenn Live Stock Co., vs. Iliff in Error, James Colvill.

The argument of these cases was commenced by Mr. C. A. Keigwin, of Counsel for the plaintiff in error.

Tuesday January 21st, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. C. E. Littlefield it is ordered that Fred J. Allen, Esquire, of Sanford, State of Maine, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ira B. Mills it is ordered that Thomas D. O'Brien, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wesley L. Jones it is ordered that Ira Bronson and Austin E. Griffiths, Esquires, of Seattle, State of Washington, be admitted to practice as attorneys and Counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. T. E. Tarsney it is ordered that Frank C. Kuhn, Esquire, of Mt. Clemens and Burt D. Cady, Esquire, of Port Huron, State of Michigan, be admitted to practice as attorneys and Counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. J. Jenkins it is ordered that George C. Knowles, Esquire, of West Superior, State of Wisconsin, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles A. Hawley it is ordered that William G. Tracy, Esquire, of Syracuse, and Martin P. Dillon and George Barrow, Esquires of Skaneateles, State of New York, be admitted to practice as attorneys and Counsellors of this Court and they were sworn accordingly.

Alexander E. Orr et al., Executors &c., et al.,
351. vs. Plffs in Error,
Theodore P. Gilman, Comptroller &c., et al.,

On motion of Mr. Thomas H. Clark, in behalf of Counsel, leave is hereby granted the Clerk to issue the mandate in this cause.

Margaret Helen Hutchinson,
254. vs. Plff in Error,
The City of Columbus, and Henry Pausch, Treasurer of Franklin County, Ohio.

In Error to the Supreme Court of the State of Ohio

It appearing to the Court that an authority of counsel for plaintiff in error to dismiss the writ of error in this cause has been filed Therefore, in pursuance of said authority, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

(per Mr. Chief Justice Fuller.)

John M. Kirkman,
138. vs. Plff in Error,
William Bird & The Rio Grande Western Railway Company, Garnishee.

In Error to the Supreme Court of the State of Utah.

This cause having been called for hearing in

Court that the parties have failed to print the transcripts of the record. It is, therefore, in pursuance of the tenth rule of this Court, now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

124. The French-Glenn Live Stock Co., v. Iliff in Error, Alva Springer.

125. The French-Glenn Live Stock Co. v. Iliff in Error, James Colwell.

The reargument of these cases was continued by Mr. C. N. Keigwin, of Counsel for the plaintiff in error and Mr. C. E. S. Wood, of Counsel for the defendants in error and concluded by Mr. C. A. Keigwin, of Counsel for the plaintiff in error, and Counsel for the defendants in error was granted leave to file a brief herein within two weeks.

6. Elliott A. Phelps et al., v. Iliff in Error, Robert Radford Barrel, Receiver &c.

The reargument of this cause was commenced by Mr. John P. Wilson, of Counsel for the plaintiff in error, and continued by Mr. Frank H. Peirce, of Counsel for the defendant in error.

Proclamation being made the Court is adjourned

Wednesday, January 22d, 1902.

Pursuant to adjournment the Court met, to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Horace Gray
David J. Brewer.
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. F. Lacey it is ordered that Charles F. Tuttle, Esquire, of Omaha, State of Nebraska, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Horace A. Dodge it is ordered that George B. Parkinson, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in his behalf by Mr. Thomas H. Clark it is ordered that Edward A. Graham, Esquire, of Montgomery, State of Alabama, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in his behalf by Mr. Thomas D. O'Brien it is ordered that John F. Fitzpatrick, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

153. The Arivaca Land & Cattle Co., Appellant, vs. The United States et al. On motion of Mr. W. H. Pope, of counsel for the appellees, It is ordered by the Court that this cause be, and the same is hereby, assigned for argument with case No. 44, as one case.

6. Elliott H. Phelps et al. Plffs in Error, vs. Robert Redford Beard, Receiver &c. The reargument of this cause was continued by Mr. Frank H. Scott, of counsel for the defendant in error, and concluded by Mr. John P. Wilson, of counsel for the plaintiffs in error.

126. The Dismalle Water Supply Co., Appellant, vs. The City of Mobile et al. The argument of this cause was commenced by Mr. Frank S. Prichard, of Counsel for the appellant, and continued by Mr. B. B. Boone, of Counsel for the appellees, and Mr. D. P. Baxter, of Counsel for the appellant.

Order.

It is ordered by the Court that the bond presented by the Marshal for the performance of his duties be filed and recorded as follows, viz:

"161 183. 20 of Internal Revenue Stamps

Know all men by these presents - That we John Montgomery Wright of Louisville, Kentucky, and The United States Fidelity & Guaranty Company, a corporation created and existing under the laws of the State of Maryland are held and firmly bound unto the United States of America in the penal sum of twenty thousand dollars, lawful money of the United States, to be paid to the said United States or their certain attorney; to which payment well and truly to be made we bind ourselves, our and each of our heirs, executors, and administrators and assigns, jointly and severally, firmly by these presents: sealed with our seals and dated this 21st day of January, 1902.

Wright hath been appointed Marshal of the Supreme Court of the United States, Now, therefore, the condition of the above obligation is such that if the said John Montgomery Wright shall faithfully discharge the duties of his said office and shall well and faithfully keep, disburse, pay over and account for, according to law, all moneys that may come into his hands as such Marshal as aforesaid, then this obligation to be void; otherwise to remain in full force and virtue in law.

Witness to signature of
John Montgomery Wright
M. C. Tompkins.
A. C. Supplee, Balto.
M. I. Lenard, Balto. Md.
A. C. Supplee, Balto.
M. I. Lenard, Balto. Md.

John Montgomery Wright (Seal)
The United States Fidelity
& Guaranty Company (Seal)
Edw J Penniman
2nd Vice President
H. V. D. Johns
2nd Assistant Secretary.

Washington, D.C.
January 22d, 1902.

The within and foregoing bond is hereby approved as to form, the sufficiency of the amount thereof, and the sufficiency of the sureties thereon.

Melville W. Fuller
Chief Justice of the United States.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock M.

Thursday, January 22, 1903.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened,

On motion first made to the Court in this behalf by M. C. A. Culberson it is ordered that D. E. Simmons, Esquire, of Sherman, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

126. The Bienville Water Supply Co., Appellant vs. The City of Mobile et al.

The argument of this cause was concluded by Mr. John G. Johnson, of counsel for the appellant.

127. The United States, Appellant, vs. Byron Barlow & Co.

and

128. Byron Barlow & Co., Appellants, vs. The United States.

These cases were argued by Mr. George A. King, of Counsel for Barlow & Co., and Mr. George A. Gorman, of Counsel for the United States.

131. The Minneapolis & St. Louis Railroad Co., Plff in Error, vs. The State of Minnesota & rel. The Railroad & Warehouse Commission.

The argument of this cause was commenced by Mr. Albert E. Clarke, of Counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, January 24th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice.
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that J. B. Hockliffe, Esquire, of Wickliffe, State of Kentucky, and A. V. Long, Esquire, of Starke, State of Florida, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ira B. Mills it is ordered that Chauncey C. McCarthy, Esquire, of Grand Rapids, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Sidney Webb it is ordered that M. C. Van Fleet, Esquire, of San Francisco, State of California, and Charles S. Johnson, Esquire of Nome, Alaska, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. T. D. O'Brien it is ordered that Stiles V. Burr, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

525. Chin Bak Kan, Appellant, vs. The United States.
526. Chin Ging, Appellant, vs. The United States.

Mr. Assistant Attorney General Hoyt of counsel for the appellee, submitted to the consideration of the Court a motion to advance these cases and a motion to vacate the orders admitting the appellants to bail, and counsel for the appellants were granted leave to file a printed brief in opposition to the latter motion within five days.

159. The Aultman & Taylor Company, vs. Charles Brumfield, Treasurer of Richland County, Ohio. Appellant, Appeal from the Circuit Court of the United States for the Northern District of Ohio.

It appearing to the Court that an authority of counsel for the appellant to dismiss this appeal has been filed, Therefore, in pursuance of said authority, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed, with costs.

per Mr. Chief Justice Fuller.

160. George Brinkerhoff, Administrator of the estate of Michael D. Harter, deceased, vs. Charles Brumfield, Treasurer of Richland County, Ohio. Appellant, Appeal from the Circuit Court of the United States for the Northern District of Ohio.

It appearing to the Court that an authority of counsel for the appellant to dismiss this appeal has been filed, Therefore, in pursuance of said authority, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Fuller.

167. The United States, Appellant, vs. The California & Oregon Land Co. and The California & Oregon Land Co. Appellant, vs. The United States.

It is ordered by the Court that these cases be, and they are hereby, passed subject to the provisions of section 9 of Rule 16.

131. The Minneapolis & St. Louis Railroad Co., Plff in Error, vs. The State of Minnesota ex rel. The Railroad & Warehouse Commission

The argument of this cause was continued by Mr. Albert E. Clarke, of counsel for the plaintiff in error, and Mr. Thomas D. O'Brien, of counsel for the defendant in error, and concluded by Mr. Albert E. Clarke, of counsel for the plaintiff in error.

134. The Skaneateles Water Works Co., Plff in Error, vs. The Village of Skaneateles et al.

The argument of this cause was commenced by Mr. Charles A. Hawley, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned

Monday, January 27th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

On motion first made to the Court in this behalf by Mr. F. M. Coerdell it is ordered that Ira C. Young, Esquire, of St. Louis, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. V. Quarles it is ordered that Monis Fitting, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Monday, January 27th, Continued:

On motion first made to the Court in this behalf by Mr. Maxwell Evarts it is ordered that Henry L. Stimson, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Hubley Ashton it is ordered that Henry G. D. de Meli, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alexander Britton it is ordered that William C. Prentiss, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C.W. Needham it is ordered that Reeve Lewis, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

A. N. King, P. J. Mann & A. S. Nichols et al., Plffs in Error, vs. The City of Portland, The Board of Public Works et al. — In Error to the Supreme Court of the State of Oregon.

307.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oregon, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

The Louisville & Nashville Railroad Company, Plff in Error, vs. T. K. Eubank, doing business under the name of T. K. Eubank & Company. — In Error to the Circuit Court of Simpson County, State of Kentucky.

10.

This cause came on to be heard on the transcript of the record from the Circuit Court of Simpson County, State of Kentucky, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is

such further proceedings therein as shall not be inconsistent with the opinion of this Court.

per Mr. Justice Peckham

Dissenting:
Mr. Justice Brewer and
Mr. Justice Gray.

25. The United States, Appellant, vs. The Southern Pacific Railroad Company, George Loomis et al. Appeal from the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed, except as to the lands standing in the name of Jackson A. Graves, and as to those lands be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of California for further proceedings in conformity with the opinion of this Court.

per Mr. Justice Brewer.

309.	The Louisville Trust Company, Trustee, vs. Leonard Comingor.	On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the District Court of the United States for the Western District of Kentucky.

Per Mr. Chief Justice Fuller.

Dissenting:
Mr. Justice Harlan.

389.	Kodomo Fence Machine Co., vs. Alva L. Kitselman et al.	On consideration of the motion for a supersedeas or stay order herein and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that the Circuit Court of the United States for the District of Indiana be, and it is hereby,

ing for profits and damages before the master on the Kokomo Fiber Machine Company giving bond in such amount and so conditioned, as the Circuit Court may prescribe.

Per Mr. Chief Justice Fuller.

Charles L. Bernard, Plff in Error,
v.
The People of the State of Michigan.

1409. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted and the cause assigned for argument on Monday, March 3d next after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

A. C. Finney, as Receiver, et al., Plffs in Error,
v.
Mary A. Guy.

1443. It is ordered by the Court that the further consideration of the motion for a writ of certiorari herein be, and the same is hereby, postponed until the record is printed.

Per Mr. Chief Justice Fuller.

451. Joseph J. Martin et al., Petitioners, vs. The Steamship "Southward." On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

486. George N. Dobbs et al., Plffs in Error, vs. The State of Kansas. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted and the cause assigned for argument on Monday, March 3d next after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

503. The United States, Appellant, vs. Lee Yen Tai.
525. Chin Bak Kan, Appellant, vs. The United States.
526. Chin Ging, Appellant, vs. The United States.

On consideration of the motions to advance these cases, It is now here ordered by the Court that said motions be, and the same are hereby, granted and the cases assigned for argument.

as one case on Monday, March 3d next after the cases heretofore assigned for that day.

(per Mr. Chief Justice Fuller.)

505. Asa M. Swain, v. Holyoke Machine Company. Petitioner, On petition for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

515. James Considine, v. The United States. Petitioner, On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(per Mr. Chief Justice Fuller.)

Ex parte In the matter of James H. Cochnower, Petitioner.

Ex parte In the matter of William B. Shafer, Petitioner.

Ex parte In the matter of John M. O'Brien, Petitioner.

On consideration of the motions for leave to file petitions for writs of mandamus herein, It is now here ordered by the Court that said motions be, and the same are hereby, denied.

Per Mr. Chief Justice Fuller.

121. Frederick Howard et al., Plffs in Error, vs. The United States to the use of David D. Stewart.

It is ordered by the Court that this cause be, and the same is hereby, restored to the docket to be re-submitted to the full bench, on the briefs already filed with leave to counsel to file additional briefs within ten days, if counsel shall be so advised.

Per Mr. Chief Justice Fuller.

102. The Town of Weston, Appellant, vs. James A. Tierney. Appeal from the Circuit Court of the United States for the District of West Virginia.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United

argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Northern District of West Virginia, with directions to dismiss the bill for want of jurisdiction.

(Per Mr. Chief Justice Fuller.)

The Chief Justice announced that the Court would take a recess from Monday, February 3d to Monday, February 17th next.

467. Pierre J. Smith and Townsend Rushmore, copartners under the firm-name of Smith & Schipper, vs. George R. Bidwell, } Plffs in Error, } In Error to the Circuit Court of the United States for the Southern District of New York.

This cause having been called to the attention of the Court by Mr. Solicitor General Richards, of Counsel for the defendant in error, and a stipulation of counsel for the respective parties to reverse the judgment of the United States Circuit Court for the Southern District of New York in this cause having been filed, Therefore,

It is ordered and adjudged by this Court that the judgment of the said United States Circuit Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings to be had therein according to law.

Per Mr. Chief Justice Fuller.

529. Bert Rowe, Appellant, vs. Martin Aguirre, Warden &c. On motion of Mr. W. C. Van Fleet, of counsel for the appellant, leave is hereby granted to prosecute this cause in forma pauperis.

241. Alexander M. Bogy, Appellant, vs. J. M. Daugherty et al. The motion to dismiss in this cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Edgar Smith and Mr. William M. Mellette, in support of the same, and Mr. James A. Hayden and Mr. J. K. McCammon, in opposition thereto.

181. The United States Trust Co., of New York et al., Appellants vs. The Territory of New Mexico. On motion of Mr. Alexander Britton, in behalf of counsel for the

187. The Territory of New Mexico, Appellant, vs. The United States Trust Co., of New York et al. New York et al, It is ordered by the Court that the mandate in these cases be stayed for fifteen days from February 15th next.

364. L. A. Bigger, Plff in Error, vs. C. A. Ryder, County Treasurer. This cause, was submitted to the consideration of the Court, pursuant to the 20th rule, on the record and printed arguments by Mr. George A. Vandeveer, of Counsel for the plaintiff in error and Mr. Thomas F. Taylor, of Counsel for the defendant in error.

134. The Skaneateles Water Works Co., Plff in Error, vs. The Village of Skaneateles et al. The argument of this cause was continued by Mr. Charles A. Hawley, of Counsel for the plaintiff in error, and Mr. W. F. Dillon, of Counsel for the defendants in error, and concluded by Mr. William G. Tracy, of Counsel for the plaintiff in error.

The State of Minnesota, Complainant, vs. The Northern Securities Co. The argument of the motion for leave to file the,

herein was commenced by Mr. H. B. Douglas, of Counsel for the Complainant, continued by Mr. W. D. Guthrie and Mr. J. W. Griggs, of Counsel for the defendant, and concluded by Mr. M. D. Munn, of Counsel for the Complainant.

129. Harvey L. Christie et al., v. Appellants, The United States.

109. The United States, v. Appellant, A. A. Green et al. appellees in No. 109.

The argument of these cases was commenced by Mr. J. W. Griggs, of Counsel for the appellants in No. 129 and

(Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, January 28th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George F. Hoar it is ordered that Francis W. Dean, Esquire, of Lowell, State of Massachusetts, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. Lacey it is ordered that E. W. Risley, Esquire, of Fresno, State of California, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

151. George Scherman et al., Appellants, v. The Territory of Arizona. (On motion of Mr. C. F. Ainsworth, of counsel for the appellee, It is ordered by the Court that the order entered herein on the 20th instant assigning this cause for argument with Case No. 388 be, and the same is hereby vacated and set aside.)

151. George Scherman et al., Appellants, v. The Territory of Arizona. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Reese M. Ling, of counsel for the appellants, and and Mr. C. F. Ainsworth, of counsel for the appellee.

168. J. N. Elliott, Constable, and A. J. Martin, Sheriff of Cherokee County, North Carolina, Petitioners, v. Murphy L. Anderson, William N. Barr and George W. Metcalfe. On writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered by this Court that the writ of certiorari in this

cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

129. Harvey L. Christie et al., Appellants, vs. The United States.

109. The United States, Appellant, vs. A. A. Green et al.

Reargument of these cases was continued by Mr. J. W. Griggs, of counsel for the appellants in No. 129 and appellees in No. 109, and Mr. William H. Pope, and Mr. Matthew G. Reynolds, of counsel for The United States, and concluded by Mr. Francis J. Heney, of counsel for the appellants in No. 129 and appellees in No. 109.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, January 29th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.
John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk,

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. W. Griggs it is ordered that Daniel E. Lynch, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

129. Harvey L. Christie, et al., Appellants, vs. The United States.
109. The United States, Appellant, vs. A. A. Green et al.

On motion of Mr. Francis J. Kenney of counsel for the appellants in No. 129 and No. 109, leave is hereby granted him to

and to counsel for the United States to file a reply thereto if they shall be so advised.)

149. Santiago Ainsa, Admr &c., et al., Appellants, v. The United States

153. The Arivaca Land & Cattle Co., Appellant, v. The United States et al.;

These cases were argued by Mr. Francis J. Heney, of counsel for the appellants, and Mr. Matthew G. Reynolds, of Counsel for the appellees.

137. J. C. League v. Plff in Error; The State of Texas.

This cause was argued by Mr. D. E. Simmons, of counsel for the defendant in error, and submitted on a printed argument by Mr. J. Charles Kenne, of counsel, for the plaintiff in error.

146. American School of Magnetic Healing et al., Appellants, v. J. M. McAnnulty.

This cause was submitted to the consideration of the Court on the record, and printed arguments by Mr. James N. Hardless, of counsel for the appellants, and Mr. Solicitor General Richards & Mr. Robert A. Howard, of counsel for the appellee.)

147. George F. Emblen, Appellant, vs. The Lincoln Land Co. et al. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. E. R. Duffie, of counsel for the appellant, and Mr. J. W. Deweese, of counsel for the appellees.

148. The Missouri, Kansas & Texas Railway Co., Plff in Error, vs. John S. Elliott. The argument of this cause was commenced by Mr. George P. B. Jackson, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock M.

Thursday, January 30th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
} Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. D. T. Alexander it is ordered that Joseph C. Bloch, Esquire, of Cleveland, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. King it is ordered that James P. Boyd, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George P. B. Jackson it is ordered that John Kolb Lane, Esquire, of Merced, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. E. Payson it is ordered that Franklin Crawford Lusk, Esquire, of Chico, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

171. The Erie Railroad Co., vs. Kiff in Error. Albert L. Purdy. — It is ordered by the Court that this cause be passed temporarily.

173. J. K. Van Dyke vs. Kiff in Error, The Commonwealth of Pennsylvania by Levi Wells, Dairy & Food Commissioner. — In Error to the Supreme Court of the State of Pennsylvania.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court,

that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

174. The Officers &c., of the U.S. Ship "New York" et al., vs. Appellants, The Officers & Crew of the U.S. Steamer "Mangrove."

130. The United States, vs. Appellant, The Officers & Crew of the U.S. Steamer "Mangrove."

On motion of Mr. Assistant Attorney General Hoyt, it is ordered by the Court that these cases be, and they are hereby, dismissed, subject to the provisions of section 9 of Rule 16.

148. The Missouri, Kansas & Texas Railway Co. vs. Plff in Error, John S. Elliott.

The argument of this cause was concluded by Mr. George P. B. Jackson, of Counsel for the plaintiff in error, and the cause was submitted on a printed argument by Mr. W. M. Williams, of Counsel for the defendant in error.

149. W. P. Waggoner vs. Plff in Error, J. M. Black.

This cause was submitted to the consideration of the Court on the record and a

Counsel for the plaintiff in error. No counsel appeared for the defendant in error.

150. The United States, Appellant, vs. Charles Borcherling, Receiver &c. The argument of this cause was commenced by Mr. William H. Button, of Counsel for the appellant, continued by Mr. Cortlandt Parker and Mr. Frank W. Hackett, of Counsel for the appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, January 31st, 1902.

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.
John M. Wright Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

On motion first made to the Court in this behalf by Mr. M. C. Burch it is ordered that John C. Farwell, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. J. McDermott it is ordered that William M. Smith, Esquire, of Louisville, State of Kentucky, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Hepburn Russell it is ordered that Henry J. Haynsworth, Esquire, of Greenville, State of South Carolina, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Matthew G. Reynolds it is ordered that H. Thurston Laughbaum, Esquire, of Plymouth, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

179. The Commercial National Bank of Chicago, Plff in Error, vs. Consumers Brewing Company. In Error to the Court of Appeals of the District of Columbia.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby dismissed with costs.

Per M. Chief Justice Fuller.

150. The United States, Appellant, vs. Charles Boehmling, Receiver. — The argument of this cause was continued by Mr. Frank W. Hackett, of counsel for the appellee, and concluded by Mr. William H. Butler, of counsel for the appellant.

165. The Fidelity Mutual Life Association of Philadelphia, Plff in Error, vs. Jennie M. Mettler. — This cause was argued by Mr. John G. Johnson, of counsel for the plaintiff in error, and Mr. C. A. Culberson, of counsel for the defendant in error.

169. The United States, Appellant, vs. Jose Isabel Martinez et al. — This cause was argued by Mr. Matthew G. Reynolds, of counsel for the appellant, and submitted on a printed argument by Mr. George Hill Howard and Mr. Henry M. Earle, of counsel for the appellee.

170. The United States, Appellant, vs. Margarito Baca. — This cause was argued by Mr. Matthew G. Reynolds, of counsel for the appellant, and by Mr. B. S. Rodey, of counsel for the appellee.

172. Mary E. N. Gwin and Miers T. Truett, vs. The United States. Appellants,

Mr. James D. Boyd, of counsel for the appellants, suggested the death of Mary E. N. Gwin, one of the appellants in this cause.

(Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, February 3, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Horace Gray
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Glenn E. Husted, Esquire, of Kalamazoo, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. W. Fairbanks it is ordered that Charles Martindale, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. F. Manderson it is ordered that Nathan O. Murphy, Esquire, of Phoenix, Territory of Arizona, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Moses E. Clapp it is ordered that Patrick J. McLaughlin, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. E. Padgett it is ordered that George G. Bedell, Esquire, of Jacksonville, State of Florida, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that Thomas H. Watts, Esquire, of Montgomery, State of Alabama, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Alexander Wolf it is ordered that William H. Barnett, Esquire, of Fargo, State of North

Dakota, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fairfax Harrison it is ordered, that Francis Burton Harrison, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

John H. McDonald, Receiver of The Capital National Bank of Lincoln, Nebraska, Appellant	Appeal from the United States Circuit Court of Appeals for the Eighth Circuit.
vs.	
David E. Thompson.	

No. 25.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Nebraska.

Per Mr. Justice Brown.

The People of the State of Illinois upon the relation of George Hunt, Attorney General, Appellants, vs. The Illinois Central Railroad Company. } No. 78. Appeal from the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Northern District of Illinois.

Per Mr. Justice Harlan.

(The Chief Justice took no part in the consideration and decision of this case.)

Order.

The Reporter having represented that, owing to the number of decisions at the present term, it will be impracticable to put the reports in one volume, It is, therefore, now here ordered

year, pursuant to section 681 of the Revised Statutes.

Per Mr. Chief Justice Fuller.

Samuel N. Stone, Auditor &c., et al. Appellants,
387 of Oct. T. 1898. vs.
The Deposit Bank of Frankfort.

On consideration of the motion for leave to file a bill of review herein and of the arguments of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that permission be, and the same is hereby, granted the appellants to apply to the Circuit Court of the United States for the Eastern District of Kentucky for leave to file such bill as counsel may be advised.

Per Mr. Chief Justice Fuller.

Alexander M. Boyce, Appellant,
241. vs.
J. M. Daughtry, George, & Perryman, W. L. C. Perryman.

Appeal from the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and on a motion to dismiss which was

of. It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Fuller.

364. L. A. Bigger, Pltff in Error, vs. C. A. Ryder, County Treasurer of Reno County, Kansas, et al. In Error to the Supreme Court of the State of Kansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Kansas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Fuller.

467. Pierce J. Smith et al., Pltffs in Error, vs. George R. Bidwell. On motion of Mr. Solicitor General, Richards, of counsel for the defendant in error, leave is hereby granted the Clerk to issue the mandate in this cause.)

531. The Provident Savings Assurance Society of New York, Petitioner, vs. Rebecca P. McClain. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Francis Rawle, in support of the same, and Mr. John Hill Brinton, in opposition thereto.

498. Phineas Pam. to. Lee and others, Appellants, vs. The United States. Mr. John B. Shipman of counsel for the appellants, submitted to the consideration of the Court a motion to advance this cause.

536. William A. Milliken, Petitioner, vs. Martin A. Sullivan. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. W. A. Milliken, Mr. W. W. Howe and Mr. W. A. Blount, in support of the same, and Mr. Thomas H. Watts, in opposition thereto.

375. Excelsior Wooden Pipe Co., Appellant, vs. Pacific Bridge Co., et al. This cause was submitted to the consideration of

record and printed arguments by Mr. L. S. Bacon, Mr. N. A. Hoker and Mr. H. H. Wilshire, of counsel for the appellant, and Mr. James B. Howe, of counsel for the appellees.

520. George A. B. Martin et al., Petitioners, vs. Peoples Bank of Buffalo, N.Y. et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. F. A. Busbee and Mr. N. P. M. Mellen, in support of the same and Mr. Norris Morey and Mr. J. E. Shepard, in opposition thereto.

513. The Fidelity & Deposit Co., of Maryland, Petitioner, vs. The L. Buckl & Son Lumber Co. The cross-petition of the respondent for a writ of certiorari herein was submitted to the consideration of the Court by Mr. George C. Bedell and Mr. A. Bisbee, in support of the same, and Mr. R. H. Liggitt, in opposition thereto.

537. Peter P. Miller et al., Petitioners, vs. Lakeland Transportation Company et al. The petition for a writ of certiorari herein was submitted to the consideration of the

in support of the same, and Mr. T. H. Canfield, in opposition thereto.

273. The Northern Pacific Railway Company, Appellant, vs. J. A. Soderberg.

The motion to dismiss in this cause was submitted to the consideration of the Court on the record and printed arguments by Mr. J. D. Ronald, in support of the same, and Mr. C. W. Bunn and Mr. James B. Kerr, in opposition thereto.

Proclamation being made the Court is adjourned until Monday, February 9th, at twelve o'clock.

Monday, February 24th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Allen F. Cooper and J. D. Van Swearingen, Esquires, of Uniontown, State of Pennsylvania, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Moses E. Clapp it is ordered that Millon D. Purdy, Esquire, of Minneapolis, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles S. Thomas it is ordered that Henry A. Dubbs, Esquire, of Pueblo, and Luther M. Goddard, Esquire, of Denver, State of Colorado, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. M. Foote it is ordered that Francis E. Watrous, Esquire, of Wellsboro, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. G. A. Finkelnburg it is ordered, that Eben Richards and Edward S. Robert, Esquires, of St. Louis, State of Missouri, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis A. Pratt, it is ordered that John L. Thompson, Esquire, of Pratt, State of Kansas be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Lowndes it is ordered that George L. Rives, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fairfax Harrison it is ordered that Benjamin F. Abbott, Esquire, of Atlanta, State of Georgia, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry C. Smith it is ordered that Amariah F. Freeman, Esquire, of Manchester and Albert E. McCabe, Esquire, of Petoskey, State of Michigan, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. Wickham Smith it is ordered that Frank Chamberlain Avery, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph Simon it is ordered that Wirt

admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

88. The Cleveland Trust Company, Plff in Error, vs. M. A. Lander, Treasurer of Cuyahoga County, Ohio. In Error to the Supreme Court of the State of Ohio.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

(per Mr. Justice McKenna,

(Mr. Justice Harlan did not hear the argument and took no part in the decision of this case.)

83. Edward N. Voigt, Plff in Error, vs. The City of Detroit, and Thomas M. Lucking, Receiver of Taxes, of said City of Detroit. In Error to the Supreme Court of the State of Michigan.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Michigan, and was argued by counsel. On

and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

(Mr. Justice Harlan did not hear the argument and took no part in the decision of this case.)

127. The United States, Appellant,
vs.
Byron Barlow et al., as Byron Barlow & Co.
Byron Barlow et al., as Byron Barlow & Co.
128. vs. Appellants,
The United States.

} Appeals from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, on appeal, and cross-appeal, and was argued by counsel On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, reduced to the sum of $5,367.96, and for that amount be, and the same is hereby, affirmed.

Per Mr. Justice McKenna.

Dissenting: Mr. Justice Brewer and Mr. Justice Peckham.

(Mr. Justice Harlan did not hear the argument and took no part in the decision of this case.)

110. William N. Brainard, Edward Albert Brainard and Ira Hammon, Appellants, vs. Loffort L. Buck and James Coleman. Appeal from the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Appeals in this cause be, and the same is hereby, affirmed, with costs.

Per Mr. Justice Peckham.

225. The United States, Appellant, vs. William T. Turner. Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims with instructions to enter judgment in conformity with the opinion of this Court

Per Mr. Justice Peckham.

103. The First National Bank of Lake Benton, Minnesota, Plff in Error, v. John H. Hall. In Error to the Supreme Court of the State of Minnesota.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Minnesota, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed, with costs.

Per Mr. Justice White.

No. Louis Auguste Marande, Jules Emile Roederer, and Paul Leon Roederer, Plffs in Error, v. The Texas & Pacific Railway Company. In Error to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals and the judgment of the Circuit Court of the United States for the South-

the same are hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to set aside the verdict and grant a new trial.

Per Mr. Justice White.

87. The United States, Appellant, vs. The St. Louis & Mississippi Valley Transportation Co. } Appeal from the Court of Claims

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Shiras.

192. Ann M. Studebaker et al., Executors of Clement Studebaker, deceased, vs. John Perry, as Receiver of the National Bank of Kansas City, Plffs in Error } In Error to the United States Circuit Court of Appeals for the Seventh Circuit

This cause came on to be heard on the transcript of the record from the United States Circuit Court

argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Northern District of Illinois.

Per Mr. Justice Shiras.

The State of Minnesota, Complainant, v. The Northern Securities Company.

On consideration of the motion, for leave to file a bill of complaint herein, and of the argument of counsel thereupon had, as well in support of as against the same,

It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Justice Shiras.

W. C. Lykins and E. W. W. Lykins, Plffs in Error, v. Mrs. R. M. Shark.

In Error to the Circuit Court of the United States for the District of Kansas.

40.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kansas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that

the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed, with costs.

Per Mr. Justice Brewer.

137. J. C. League, Plff'n in Err'r, vs. The State of Texas. In Error to the Supreme Court of the State of Texas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Texas, and was argued by Counsel. On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brewer.

221. S. D. Hatfield and Nancy C. Rutherford, Appellants, vs. Henry C. King. Appeal from the Circuit Court of the United States for the District of West Virginia.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of West Virginia, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that this cause be, and the same is hereby, remanded to the Circuit Court of the

United States for the Northern District of West Virginia with directions to set aside the decree as well as the appearance of defendants, and to proceed thereafter in accordance with law; and also to make a full investigation, in such manner as shall seem to it best, of the various charges of misconduct presented in the motions filed in this Court, and to take such action thereon as justice may require. Costs in this Court to be paid by the appellees.

Per Mr. Justice Brewer.

(Mr. Justice Harlan was not present at the argument of this case and took no part in its decision.)

170. The United States, Appellant, vs. Margarita Baca. } Appeal from the Court of Private Land Claims.

This cause came on to be heard on the transcript of the record from the Court of Private Land Claims, and was argued by Counsel. On consideration whereof, It is hereby ordered, adjudged, and decreed by this Court that the decree of the said Court of Private Land Claims in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Private Land Claims with directions to dismiss the petition for want of jurisdiction, with-

assert his title in any Court of competent authority.

Per Mr. Justice Gray.
(announced by Mr. Chief Justice Fuller.)

Albert A. Waite, Petitioner
vs.
The City of Santa Cruz.

On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

367.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by Counsel. On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause, be, and the same is hereby, reversed with costs. And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Northern District of California with directions to set aside its judgment and enter such judgment as may be in conformity with the opinion of this Court.

Per Mr. Justice Harlan.

38. Michael W. O'Brien, Francis P. Palms, and Clothilde Palms Book, Executors of Francis Palms, deceased, Petitioners, vs. John G. Wheelock et al.; On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Seventh Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of Illinois.

Per Mr. Chief Justice Fuller.

(Mr. Justice Brown did not hear the argument and took no part in the decision of this case.)

94. The Hugueley Manufacturing Co., William P. Hugueley, & The Alabama & Georgia Manufacturing Co., Appellants, vs. The Galeton Cotton Mills, J. J. Robinson, Trustee, and L. Lahuet. Appeal from the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on the transcript of

Appeals for the Fifth Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that this Appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of The Huguley Manufacturing Co., and The Alabama & Georgia Manufacturing Company, Petitioners. On consideration of the motion for leave to file a petition for writs of mandamus and prohibition herein, and of the argument of Counsel in support of the same, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

475. Gerhard Terlinden, Appellant, vs. John C. Ames, United States Marshal for the Northern District of Illinois. Appeal from the District Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Illinois, and was argued by Counsel. On consideration where-

by this Court that the order of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

(Mr. Justice Harlan did not hear the argument and took no part in the decision of this case.)

American School of Magnetic Healing et al., Appellants, v. J. M. McAnnulty. 146.

It is ordered by the Court that this cause be, and the same is hereby, restored to the docket for oral argument.

Per Mr. Chief Justice Fuller.

W. D. Waggoner, Plff in Error, v. J. M. Black. 149.

It is ordered by the Court that notice of the pendency of this cause be given to the Attorney General of the State of Texas, and leave is given to counsel for the defendant in error to file briefs within twenty days. It is further ordered that counsel for the plaintiff in error file printed copies of the statutes referred to.

Per Mr. Chief Justice Fuller.

Railroad Equipment Co., Appellant, v. Southern Railway Co., et al. 21.

It is ordered by the Court that a writ of certiorari issue herein to bring up

the whole record and cause, and the cause is restored to the docket for reargument.

Per Mr. Chief Justice Fuller.

443. A. C. Finney, Receiver &c. et al., vs. Riffs in Error, Mary A. Guy. On consideration of the motion for a writ of certiorari herein, It is now here ordered by the Court that said motion be, and the same is hereby, granted, without prejudice, the certified copies of the documents presented to stand as a return to the writ.

Per Mr. Chief Justice Fuller.

498. Phineas Cam. to. Pee Mothers, vs. Appellant, The United States. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted and the cause assigned for argument on Monday, October 20th. next.

Per Mr. Chief Justice Fuller.

513. The Fidelity & Deposit Company of Maryland, Petitioner, vs. The L. Bucki & Son Lumber Company. On petition for a cross-writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a cross-writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby granted.

per Mr. Chief Justice Fuller.

520. George A. B. Martin and The East Coast Cedar Company, Petitioners, vs. Peoples Bank of Buffalo, New York, et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

531. The Provident Savings Life Assurance Society of New York, Petitioner, vs. Rebecca D. McClain. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby denied.

Per Mr. Chief Justice Fuller.

536. William A. Milliken, Petitioner, vs. Martin A. Sullivan. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby denied.

Per Mr. Chief Justice Fuller.

537. Peter P. Miller, James McKenzie et al, Petitioners, v. The Lakeland Transportation Company, Claimant of the Steamer George W. Roby, et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

540. Charles Doherty, Plff in Error, v. The State of Vermont. On motion of Mr. Tracy L. Jeffords, of counsel for the plaintiff in error, leave is hereby granted to prosecute this cause in forma pauperis.

535. Mariano F. Sena, Appellant, v. The United States. On motion of Mr. Matthew G. Reynolds, of counsel for the appellee, It is ordered by the Court that this cause be, and the same is hereby, continued until the next term.

555. Southern Railway Company, Petitioner, vs. Atlanta National Bank. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Fairfax Harrison, in support of the same, and Mr. Benjamin F. Abbott, in opposition thereto.

528. National Nickel Company, Petitioner, vs. Nevada Nickel Syndicate, Limited. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Joseph C. Campbell, in support of the same, and Mr. W. B. F. Deal and Mr. Edmund Tauszky, in opposition thereto.

565. George C. Tallman, Appellant, vs. Humphrey C. Hillock. Mr. Maurice D. O'Connell, of counsel for the appellee, having filed in open Court the following certificate, to wit:

"Circuit Court of the United States
For the Southern District of Iowa.

I, Edward R. Mason, Clerk of the Circuit Court of the United States for the Southern District of Iowa, do hereby certify that in a certain cause pending in said Court wherein

Humphrey C. Hillock was defendant, a final decree was rendered by said Circuit Court on the 25th day of May, A.D. 1874, in favor of the said defendant and against the said Complainant, and that on the 25th day of May, A.D. 1874, said complainant prayed an appeal to the Supreme Court of the United States, which was allowed.

In testimony whereof I hereunto subscribe my name and affix the seal of said Circuit Court at Des Moines this 17 day February, A.D. 1907.

(Seal)

Edward R. Mason, Clerk.

Moved the Court to docket and dismiss this cause; pursuant to the 9th rule: and it appearing to the Court that the appellant has failed to have his cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the Circuit Court of the United States for the Southern District of Iowa be, and the same is hereby, docketed and dismissed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

560. Herbert W. Gray, Petitioner, vs. The United States
561. Austin P. Baldwin et al. Petitioners, vs. The United States.

The petition for writs of certiorari in these cases was submitted to the consideration of the Court by Mr. W. Wickham Smith and Mr. Frank C. Avery, in support of the same, and leave was granted counsel for the respondent to file a brief in opposition thereto within three days.

180. The Farmers' Loan & Trust Company, Trustee, Petitioner, vs. The Penn Plate Glass Co. et al. On motion of Mr. Frederic D. McKenney, in behalf of counsel, It is ordered by the Court that this cause be, and the same is, hereby, passed, subject to the provisions of Section 9 of Rule 16.

6. Elliott N. Phelps and Luther W. Bodman, Plffs in Error, vs. Robert Radford Beard, as Receiver of The First National Bank of Pella, Iowa. In Error to the United States Circuit Court of Appeals for the Seventh Circuit.

It appearing to the Court that a stipulation of counsel for the respective parties to dismiss the writ of error in this cause has been filed, Therefore, in pursuance of said stipu-

by this Court that the writ of error in this cause be, and the same is hereby, dismissed.
(Per Mr. Chief Justice Fuller.)

294. Sarah C. Henderson, Plff in Error, vs. Hughes County, City of Pierre, and F. L. Fuller, as Treasurer of Hughes County. In Error to the Supreme Court of the State of South Dakota.

It appearing to the Court that a stipulation of counsel for the respective parties to dismiss the writ of error in this cause has been filed, Therefore, in pursuance of said stipulation, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with cost.
Per Mr. Chief Justice Fuller.

121. Frederick Howard et al., Plffs in Error, vs. The United States to the use of David D. Stewart. This cause was resubmitted to the consideration of the Court on the record, and printed arguments by Mr. S. B. Ladd and Mr. Frank Hagerman, of counsel for the plaintiffs in error, and Mr. Edwin A. Knauthoff and Mr. D. D. Stewart, of counsel for the defendant in error.

No. original. The State of Kansas, vs. Complainant, The State of Colorado, Defendant.

On motion of Mr. Charles S. Thomas, of counsel for the defendant It is ordered by the Court that three hours be allowed counsel on each side in the argument of this cause and that three counsel be allowed to be heard for the defendant.

No. original. The State of Kansas, vs. Complainant, The State of Colorado, Defendant.

The argument of the demurrer herein was commenced by Mr. Luther R. Goddard, of counsel for the defendant, continued by Mr. Platt Rogers, of counsel for the defendant, and Mr. A. H. Goddard, of counsel for the complainant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, February 25th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal;
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Julius Kahn it is ordered that James C. Needham, Esquire, of Modesto, and Frank L. Coombs, Esquire, of Napa, State of California, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. G. A. Finkelnburg it is ordered that W. E. Fisse, Esquire, of St. Louis, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John B. Henderson it is ordered that Edward P. Johnson, Esquire, of St. Louis, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

347. Alphonse Emsheimer, Appellant, vs. The City of New Orleans. On motion of Mr. H. M. Jordan, in behalf of counsel for the appellant, It is ordered by the Court that this cause be, and the same is hereby, re-assigned for argument on Monday, March 17th next.

189. Lee Sung (on behalf of Li Tom Shi et al.), Appellant, vs. J. L. Patterson, Collector &c. On motion of Mr. J. A. Mitchell, of counsel for the appellant, It is ordered by the Court that this cause be and the same is hereby passed subject to the provisions of section 4 of Rule 16.

10, Original. The State of Kansas, Complainant, vs. The State of Colorado. The argument of the demurrer herein was continued by Mr. A. A. Godard and Mr. E. F. Ware, of counsel for the complainant, and concluded by Mr. Charles S. Thomas,

counsel for the complainant to file an additional brief within seven days and to counsel for the defendant to file a reply thereto.

491 The City of New York et al., Petitioners, vs. Samuel Pine et al. The argument of this cause was commenced by Mr. George L. Rives, of counsel for the petitioners, and continued by Mr. C. C. Marshall, of counsel for the respondents.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Wednesday, February 26th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

The Chief Justice announced that the Court would adjourn from to-day until Friday in order that the members of the Court may attend, as a body, the memorial services of the late President of the United States, to be held in the House of Representatives on Thursday.

571. Ranney-Alton Mercantile Company et al., Appellants, v. The Denison & Northern Railway Company.

Mr. James H. Hayden, of Counsel for the appellee, having filed in open Court

"United States Circuit Court of Appeals,
Eighth Circuit.

The Denison and Northern Railway Company,
Appellant,
vs.
No. 1401.
Ramney Alton Mercantile Company, W. S. Everett, J. A. French, The San Antonio Foundary Co., A. C. Taylor, The Atlantic Dynamite Company, Geo. Hatchell, J. B. Spragins, Hardy and Frost, M. Tornert, The Newton Milling Company, The Acme Milling Company, A. A. Jackson and Co., P. A. Millington, A. A. Kemble & Co., D. J. Atkins, Hughes Brothers Manufacturing Co., Western Wheeled Scraper Co., Wertheimer-Schwartz Shoe Co., J. R. Chitwood, Madden & Courtney, Lee-Hen, John J. Hughes, Smith & Speers, Fred J. Lytton, A. C. Cruce and Richard McLish,

Appeal from the United States Court of Appeals in the Indian Territory.

I, John D. Jordan, Clerk of the United States Circuit Court of Appeals for the Eighth Circuit, do hereby certify that a final decree in the above entitled cause was entered in the United States Circuit Court of Appeals for the Eighth Circuit on the twenty-fourth day

the United States Court of Appeals in the Indian Territory and the decree of the United States Court for the Southern District of the Indian Territory with costs, and remanding said cause to the United States Court for the Southern District of the Indian Territory, with directions to enter a decree dismissing the bill of complaint on the merits.

I do further certify that on the twenty-eighth day of December, A.D. 1900, an appeal to the Supreme Court of the United States was duly allowed by the Circuit Court of Appeals for the Eighth Circuit on the petition of the appellees in the above entitled cause.

In testimony whereof, I hereunto subscribe my name and affix the seal of said Circuit Court of Appeals, at the City of St. Louis, Missouri, in the Eighth Circuit, this twelfth day of February, A.D. 1902.

(Seal)

John D. Jordan
Clerk U.S. Circuit Court of
Appeals Eighth Circuit.

Mr. Solicitor General moved the Court to docket and dismiss this cause, pursuant to the 6th rule; and it appearing to the Court that the appellants have failed to have their cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and

United States Circuit Court of Appeals for the Eighth Circuit be, and the same is hereby, docketed and dismissed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court of Appeals to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

491. The City of New York et al., Petitioners, vs. Samuel Pine et al. The argument of this cause was continued by Mr. C. C. Marshall, of counsel for the respondents, and concluded by Mr. George L. Rives, of counsel for the petitioners.

317. Frederick Rodgers, Appellant, vs. The United States. This cause was argued by Mr. James A. Hayden, of counsel for the appellant, and Mr. Assistant Attorney General Pradt, of counsel for the appellee.

172. Mary E. H. Givin et al., Appellants, vs. The United States. The argument of this cause was commenced by Mr. James T. Boyd, of counsel for the appellants, and continued by Mr. Matthew G. Reynolds, of counsel for the appellee.

Proclamation being made the Court is adjourned

Friday, February 28th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna, Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that Thomas A. Whelan, Esquire, of Baltimore, State of Maryland, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Frederic D. McKenney it is ordered that Frank D. Allen, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Friday, February 28th, 1902, Continued.

On motion first made to the Court in this behalf by Mr. John M. Thurston it is ordered that Charles Hal Lane, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry C. Smith it is ordered that Clarke E. Baldwin, Esquire, of Adrian, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

523 The United States, Appellant, vs. Joseph C. Finnell. This cause was submitted to the consideration of the Court, pursuant to the 70th rule, on the record, and briefs to be filed hereafter.

242. The Northern Central Railway Company, Plff in Error, vs. The State of Maryland. It is ordered by the Court that this cause be, and the same is hereby, continued until the next term, per stipulation of counsel.

172. Mary E. A. Gwin et al., Appellants, vs. The United States. The argument of this cause was concluded by Mr.

Counsel for the appellants.

119. Annie Andrews, Plff in Error. vs. Kate H. Andrews. This cause was argued by Mr. Eldridge, R. Anderson, of counsel for the plaintiff in error, and Mr. Frank D. Allen and Mr. Wayne MacVeagh, of counsel for the defendant in error.

175. Bank of Iron Gate, Plff in Error, vs. James D. Brady. And 194. Bank of Iron Gate, Plff in Error, vs. James D. Brady. The death of James D. Brady, the defendant in error herein having been heretofore suggested and an order of publication granted and issued, now, on motion of Mr. William L. Royall, in behalf of Counsel for the defendant in error, It is ordered that Maggie A. Brady, as Executrix of the last will and testament of James D. Brady, deceased, be, and she is hereby, made the party defendant in error herein.

175. Bank of Iron Gate, Plff in Error, vs. Maggie A. Brady, Executrix &c. The argument of this cause was commenced by Mr. William L. Royall, of Counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until

Monday, March 3d, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George F. Hoar it is ordered that John W. Casey and Frank A. Stewart, Esquires, of Boston, State of Massachusetts, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Kittredge it is ordered that Abner E. Hitchcock, Esquire, of Mitchell, State of South Dakota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. E. Shepherd it is ordered that A. A. Hicks, Esquire, of Oxford, State of North Carolina, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wheeler H. Peckham it is ordered that D. L. Russell, Esquire, of Wilmington, State of North Carolina, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

91. L. S. Clark, vs. The City of Titusville. In Error to the Supreme Court of the State of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Pennsylvania, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

(Mr. Justice Harlan was not present at the argument and did not participate in the decision of this case.)

Simon Rothschild and Frank Rothschild, Copartners, doing business under the firm name and style of S. Rothschild & Bro., Plffs in Error, vs. Robert A. Knight, Assignee in insolvency of James McKeon.

In Error to the Superior Court of the State of Massachusetts.

108.

This cause came on to be heard on the transcript of the record from the Superior Court of the State of Massachusetts, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Superior Court in this cause be, and the same is hereby, affirmed with costs, and interest until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Massachusetts.

per Mr Justice McKenna.

George Schuerman, A. E. Dumas and J. R. Beatson, Appellants, vs. The Territory of Arizona.

Appeal from the Supreme Court of the Territory of Arizona.

15.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Arizona, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the

be, and the same is hereby, affirmed with costs.
Per Mr. Justice Peckham.

152. The City of Detroit, William C. Maybury, Mayor, and Charles Flowers, Corporation Counsel, vs. The Detroit Citizens' Street Railway Company. Appeal from the Circuit Court of the United States for the Eastern District of Michigan.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Michigan, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.
Per Mr. Justice Peckham.

134. The Skaneateles Water Works Company, vs. Plff in Error, The Village of Skaneateles, E. Norman Lillie, as President of said Village, et al. In Error to the Supreme Court of the State of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel. On

and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

(per Mr. Justice Peckham.)

59. A. J. Tulloch, Pltff in Error, vs. Joab Mulvane. In Error to the Supreme Court of the State of Kansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Kansas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

(per Mr. Justice White.)

Dissenting:
Mr. Justice Harlan,
Mr. Chief Justice Fuller, and
Mr. Justice Brown.)

105. T. K. Wilson, Pltff in Error, vs. J. F. Standefer. In Error to the Court of Civil Appeals for the Third Supreme Judicial District of the State of Texas.

of the record from the Court of Civil Appeals for the Third Supreme Judicial District of the State of Texas, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Civil Appeals in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Shiras.

123. John C. Goodrich and Clarence M. Burton, Plffs in Error, vs. The City of Detroit, and Louis B. Littlefield, Treasurer of the City of Detroit. In Error to the Supreme Court of the State of Michigan.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Michigan, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brown.

(Mr. Justice Harlan did not sit in this case.)

167. The United States, Appellant, vs. Jose Isabel Martinez et al. Appeal from the Court of Private Land Claims.

This cause came on to be heard on the transcript of the record from the Court of Private Land Claims, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Private Land Claims in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Private Land Claims for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Brown.

(Mr. Justice Harlan and Mr. Justice Gray did not sit in this case.)

239. The United States, Appellant, vs. The Rio Grande Dam & Irrigation Company et al. Appeal from the Supreme Court of the Territory of New Mexico.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of New Mexico, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court

And that this cause be, and the same is hereby, remanded to the said Supreme Court with directions to reverse the decree of the District Court and to remand the cause to that Court with direction to grant leave to both sides to adduce further evidence.

per Mr. Justice Harlan.

Dissenting:
Mr. Justice Brewer and Mr. Justice Shiras.
(Mr. Justice Gray did not participate in the decision of the case, and Mr. Justice McKenna did not sit in the case.)

201. Alfred T. Booth, Plff. in Error, vs. The People of the State of Illinois. In Error to the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Harlan.

Dissenting:
Mr. Justice Brewer and
Mr. Justice Peckham.

18. The Southern Pacific Railroad Company et al., Appellants, vs. The United States. The United States, Appellant, vs. The Southern Pacific Railroad Company et al.

On consideration of the motion to modify the decree of this Court in these cases, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

273. The Northern Pacific Railway Company, Appellant, vs. J. A. Soderberg.

It is ordered by the Court that the further consideration of the motion to dismiss in this cause be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

528. National Nickel Company, Petitioner, vs. Nevada Nickel Syndicate, Limited.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argu-

of as against the same, It is now here ordered, by the Court that said petition be and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

555. Southern Railway Company, Petitioner, vs. Atlanta National Bank. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

560. Herbert N. Gray, Petitioner, vs. The United States. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Monday, March 3d, 1902, Continued:

561. Austin P. Baldwin et al., vs. The United States. Petitioners. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

542. C. & A. Potts & Company, vs. Anderson Foundry & Machine Works. Petitioner. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Charles Martindale, in support of the same, and Mr. E. E. Wood, in opposition thereto.

580. The Union Bank of Richmond, Virginia, vs. The Board of Commissioners of the Town of Oxford et al. Petitioner. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. James E. Shepherd, in support of the same, and Mr. A. A. Hicks, in

11, Original. The State of South Dakota, Complainant, vs. The State of North Carolina et al. On motion of Mr. James C. Shepherd, of counsel for the defendants, leave is hereby granted to file the answers of the defendants herein within thirty days.

527. The Blythe Company, Petitioner, vs. Florence Blythe Hinckley et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Thomas B. Reed, Mr. John F. Dillon, and Mr. George W. Towle, Jr., in support of the same, and Mr. Frederic D. McKenney, Mr. Wayne MacVeagh, Mr. E. S. Keller, Mr. W. H. H. Hart, and Mr. Robert G. Hayne, in opposition thereto, and leave was granted counsel for the respondents to file an additional brief within ten days.

577. Erie Railroad Company, Petitioner, vs. James Moore. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. M. E. Olmsted and Mr. Cecil D. Stine, in support of the same, and Mr. A. W. Jones, in opposition thereto.

524. Clarence E. Collins, Plff in Error, vs. The State of New Hampshire. On motion of Mr. J. Rublee Ashton, in behalf of counsel, It is ordered by the Court that this cause be, and the same is hereby, assigned for reargument on Monday, April 14th next, after the cases heretofore assigned for that day.

530. William A. Hurd, Administrator &c., Petitioner vs. Boston & Maine Railroad. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Walter D. Davidge, Jr. in support of the same, and and Mr. J. S. H. Frink, in opposition thereto.

553. George A. McFadden et al, Petitioners vs. J. E. and W. E. Henderson. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Thomas H. Clark, in support of the same, and Mr. W. S. Reese, in opposition thereto.

422. Cordelia Botkin, Plff in Error
vs.
The People of the State of California,
In Error to the Superior Court of the City and County of San Francisco, State of California,

Appearing to the Court that an authority of counsel for the plaintiff in error to dismiss the writ of error in this cause has been filed,
Therefore, in pursuance of said authority,
It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.
Per Mr. Chief Justice Fuller.

194. Bank of Iron Gate,
vs. Plff in Error,
Maggie A. Brady, Executrix &c.
Ordered by the Court that this cause be, and the same is, hereby, advanced and assigned for argument with case No. 175, as one case.

175. Bank of Iron Gate,
vs. Plff in Error,
Maggie A. Brady, Executrix &c.
194. Bank of Iron Gate,
vs. Plff in Error,
Maggie A. Brady, Executrix &c.
The argument of these cases was concluded by Mr. William L. Royall, of counsel for the plaintiff in error, and the cases were submitted on a printed argument by Mr. Solicitor General Richards, of counsel for the

Monday, March 3d, 1902, Continued.

177. Eastern Building & Loan Association of Syracuse, N.Y., Plff in Error, vs. David H. Baugh. This cause was argued by Mr. William Hepburn Russell, of Counsel for the plaintiff in error, and Mr. H.J. Haynsworth, of Counsel for the defendant in error.

178. The Fidelity & Deposit Company of Maryland, Petitioner, vs. R. A. Courtney, Receiver &c. The argument of this cause was commenced by Mr. Thomas A. Whelan, of Counsel for the petitioner.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday March 4th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Henry B. Brown
George Shiras, Jr. } Associate
Edward D. White } Justices
Rufus W. Peckham
Joseph McKenna

John W. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. R. Kittredge, it is ordered that Charles N. Herreid, Esquire, of Eureka, and Alex. C. Johnson, Esquire, of Watertown, State of South Dakota, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. L. Hamilton it is ordered that David Anderson, Esquire, of Paw Paw, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

173 The Fidelity Trust & Deposit Company of Maryland
vs. Petitioner,
N. N. Courtney, Receiver &c. Respondent.

The argument of this cause was continued by Mr. Thomas A. Whelan, of counsel for the petitioner, and Mr. W. M. Smith, of counsel for the respondent, and concluded by Mr. E. J. McDermott, of counsel for the petitioner.

187 Martha J. Severingen,
vs. Pltff in Error,
The City of St. Louis.

On motion of Mr. G. A. Finkelnburg, of counsel, leave is hereby granted for three counsel to argue this cause orally on behalf of the plaintiff in error.

187 Martha J. Severingen,
vs. Pltff in Error,
The City of St. Louis.

The argument of this cause was commenced by Mr. G. A. Finkelnburg, of counsel for the plaintiff in error, and continued by Mr. Edward D. Robert, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, March 5th 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Henry B. Brown
George Shiras Jr. Associate
Edward D. White Justices.
Rufus W. Peckham
Joseph McKenna.
John G. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. W. L. Jones it is ordered that Charles S. Hills, Esquire, of Seattle, State of Washington, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

187. Martha J. Sweringen, Plaintiff in Error, vs. The City of St. Louis. The argument of this cause was continued by Mr. Edward S. Robert, of counsel for the plaintiff in error, and Mr. Charles Claflin Allen, of counsel for the defendant in error, and concluded by Mr. Edward P. Johnson, of counsel for the plaintiff

50. Hippolite Filhiol et al. vs. Riffin & Prot; Charles E. Maurice et al.

The argument of this cause was commenced by Mr. William F. Vilas, of Counsel for the Plaintiffs in Error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, March 6th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John McKenzie Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. N. C. Burch it is ordered that Dwight Goss, Esquire, of Grand Rapids, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

50. Hippolite Filhiol, et al., vs. Plffs in Error, Charles E. Maurice, et al.

The argument of this cause was continued by Mr. Clifford D. Walton, of counsel for the plaintiffs in error, by special leave, and Mr. Assistant Attorney General Pradt, of counsel for the defendants

Vilas, of Counsel for the Plaintiffs in Error.)

171. The Erie Railroad Company, Plff in Error, vs. Albert L. Purdy.)

This cause was argued by Mr. Adelbert Moot, of Counsel for the plaintiff in error, and submitted on a printed argument by Mr. Clarence A. Thurman, of Counsel for the defendant in error.)

255. The City of Covington et al., Appellants, vs. The First National Bank of Covington, Ky.)

306. The Board of Councilmen of the City of Frankfort, Appellants, vs. The State National Bank of Frankfort, Ky.)

On motion of Mr. Sa Julian of Counsel, It is ordered by the Court that these cases be argued together as one case and that three Counsel be heard for the Appellants.

The argument of these cases was commenced by Mr. Sa Julian, of Counsel for the appellant in No. 306, and continued by Mr. James W. Bryan, of Counsel for the appellee in No. 255.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George F. Hoar it is ordered that Frederic W. Bliss, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. K. Webster it is ordered that Willard E. Stewart, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

255. The City of Covington et al., Appellants, vs. The First National Bank of Covington, Ky.

306. The Board of Councilmen of the City of Frankfort Appellant, vs. The State National Bank of Frankfort, Ky.

The argument of these cases was continued by Mr. James W. Bryan, of counsel for the appellee in No. 255 Mr. F. J. Hanlon, of counsel for the appellants in No. 255, and Mr. P. L. Edelen, of counsel for the appellee in No. 306, and concluded by Mr. W. H. Julian, of counsel for the appellants.

388. N. O. Murphy et al., Appellants, vs. James L. Otter et al.

The argument of this cause was commenced by Mr. Rochester Ford, of counsel for the appellants, and continued by Mr. John F. Dillon, of counsel for the appellees.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock M.

Monday, March 10th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened;

On motion first made to the Court in this behalf by Mr. John W. Griggs it is ordered that Union M. Bethell, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. C. Needham it is ordered that John B. Curtin, Esquire, of Sonora, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. P. Michener it is ordered that Cone Johnson, Esquire, of Tyler, State of Texas, and C. D. Myers, Esquire, of Kansas City, State of Missouri, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

98. Samuel Monroe and David M. Richardson, late copartners trading as Monroe & Richardson, Appellants, vs. The United States. Appeal from the Court of Claims

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed:

Per Mr. Justice McKenna.

1148. The Missouri, Kansas & Texas Railway Company, Plaintiff in Error, vs. John S. Elliott. In Error to the Kansas City Court of Appeals for the State of Missouri.

This cause came on to be heard on the transcript of the record from the Kansas City Court of Appeals for the State of Missouri, and was argued by

Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby, reversed, with costs; and that this cause be, and the same is hereby, remanded to the said Court of Appeals with directions for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice White.

46. Thomas Connolly and William E. Dee vs. Union Sewer Pipe Company. In Error to the Circuit Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgments of the said Circuit Court in this cause be, and the same are hereby, affirmed with costs, and interest until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Illinois.

Per Mr. Justice Harlan

Dissenting: Mr. Justice McKenna.

(Mr. Justice Gray took no part in the decision of this case.)

Monday, March 10th, 1909, Continued.

The Louisville & Jeffersonville Ferry Company,
113. v. (Plaintiff in Error,
The Commonwealth of Kentucky.
111. Same v. Same.
115. Same v. Same.
116. Same v. Same.
117. Same v. Same.
118. Same v. Same.

It is ordered by the Court that these cases be, and they are hereby, restored to the docket for re-argument before a full bench.

Per Mr. Chief Justice Fuller.

William A. Hurd, Administrator of the Estate of Alice M. Hurd, Petitioner,
530. v.
Boston & Maine Railroad.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the First Circuit and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

542. C. H. A. Potts & Company, Petitioner, vs. Anderson Foundry & Machine Works. On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

553. George N. McFadden, et al., Petitioners, vs. J. E. and N. E. Henderson. On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

577. The Erie Railroad Company, Petitioner, vs. James Moore. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

580. The Union Bank of Richmond, Virginia, Petitioner, vs. The Board of Commissioners of the Town of Oxford et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

566. The United States, Appellant, vs. Arthur C. Banninger. Mr. Solicitor General Richards submitted to the consideration of the Court a motion to advance this cause.

389. Kodomo Fence Machine Co., Petitioner, vs. Alva L. Kitselman et al. The petition of the respondent for a cross-writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. R. H. Parkinson, in support of the same, and Mr. Ephraim Banning and Mr. Thomas A. Banning, in opposition thereto.

447. James L. Shanley, Plff in Error, vs. The Indiana, Decatur & Western Railway Co. On motion of Mr. George C. Hazelton, in behalf of counsel for the plaintiff in error, It is ordered by the Court that this cause be, and the same is hereby, advanced pursuant to the 3rd rule.

535. The State of Missouri at the relation of The Delmar Jockey Club et al., Plff in Error, vs. William Zachritz, Judge &c. The motions to dismiss or affirm in this cause were submitted to the

the Court on a printed argument by Mr. Edward C. Crow, in support of the same.

570. The New Orleans Water Works Company vs. Plff in Error, The State of Louisiana et al. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on printed arguments by Mr. B. R. Forman, in support of the same. Mr. E. N. Farrar, of counsel for the plaintiff in error, submitted to the consideration of the Court a motion that the Court refuse to consider said motions or to grant time to print the record and file briefs in case No. 571.

388. N. O. Murphy et al., vs. Appellants, James L. Otter et al. The argument of this cause was continued by Mr. John F. Dillon, of counsel for the appellees, and concluded by Mr. John G. Carlisle, of counsel for the appellants.

363. The Chesapeake & Potomac Telephone Company vs. Appellant, J. Forrest Manning & Co. The argument of this cause was commenced by Mr. A. S. Worthington of counsel for the appellant.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Tuesday, March 11th, 1902.

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan
David J. Brewer
George Shiras Jr. } Associate
Edward D White } Justices.
Rufus W. Peckham
Joseph McKenna.
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf, by Mr L. A. Pradt it is ordered that Philip M. Ashford, Esquire, of Zelineville, State of Ohio be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf, by Mr A. A. Birney it is ordered that Henry F. Woodard and George E. Talles, Esquires, of Washington, District of Columbia, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

Tuesday, March 11th, 1902, Continued.

363. The Chesapeake & Potomac Telephone Company, Appellant, vs. J. Forrest Manning & Co.

The argument of this cause was continued by Mr. A. S. Worthington, of counsel for the appellant, and Mr. J. J. Hemphill and Mr. A. A. Birney, of counsel for the appellees, and Mr. John W. Griggs, of counsel for the appellant.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Wednesday March 9th, 1904.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Henry M. Hoyt it is ordered that Max J. Kohler, Esquire, of New York City, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles L. Bailey it is ordered that George C. Scotland, Esquire, of New York City, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf, by Mr. Joseph C. S. Blackburn it is ordered that P. L. Glenn, Esquire, of Montpelier, State of Idaho, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

363. The Chesapeake & Potomac Telephone Company, vs. J. Forrest Manning & Co. Appellant.

The argument of this cause was concluded by Mr. John W. Griggs, of Counsel for the appellant.

409. Charles L. Bernard, vs. The People of the State of Michigan. Plff in Error.

The argument of this cause was commenced by Mr. M. C. Burch, of Counsel for the plaintiff in error, continued by Mr. David Anderson, of Counsel for the defendants in error, and concluded by Mr. Dwight Goss, of Counsel for the plaintiff in error.

486. George H. Dobbs et al., vs. The State of Kansas. Plffs in Error.

On motion of Mr. John Stowell, of Counsel for the plaintiffs in error, leave is hereby granted Mr. P. C. Turner to argue this cause orally on behalf of the defendant in error.

Wednesday, March 12th, 1902, Continued.

No. 4.

George A. Dobbs et al,
vs. Appl. in Error.
The State of Kansas.

The argument of this Cause was commenced by Mr. John Stowell, of Counsel for the Plaintiffs in Error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, March 13th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. J. McLaurin it is ordered that Edmond F. Noel, Esquire, of Lexington, State of Mississippi, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. K. Mann it is ordered that Frank H. McCulloch, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

486. George H. Dobbs et al., Pltffs in Error, v. The State of Kansas. The argument of this cause was continued by Mr. John Stowell, of counsel for the plaintiffs in error, and Mr. F. C. Turner, (by special leave,) of counsel for the defendant in error, and concluded by Mr. John Stowell, of counsel for the plaintiffs in error.

503. The United States, Appellant, v. Lee Yen Tai,
525. Chin Bak Kan, Appellant, v. The United States.
526. Chin Ying, Appellant v. The United States.

The argument of these cases was commenced by Mr. Max J. Kohler, of counsel for the appellee in No. 503 and appellants in Nos. 525 and 526, and continued by Mr. Assistant Attorney General Hoyt, of counsel for the United States.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Pursuant to adjournment the Court met, to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. C. W. Russell it is ordered that Charles M. Robb, Esquire, of Bellows Falls, State of Vermont, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John A. Mitchell it is ordered that Harry C. Robertson, Esquire, of Portland, State of Oregon, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that John A. Ewing, Esquire, of Leadville, State of Colorado, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William J. Bryan it is ordered that Jefferson Myers, Esquire, of Salem, State of Oregon, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

191. Brainard H. Warner et al., Appellants, vs. Lily Alys Godfrey. On motion of Mr. William F. Mattingly, of counsel for the appellants, It is ordered by the Court that this cause be, and the same is hereby, passed, subject to the provisions of section 9 of Rule 26.

503. The United States, Appellant, vs. Lee Gen Dai,
525. Chin Bak Kan, Appellant, vs. The United States
526. Chin Ying, Appellant, vs. The United States.

The argument of these cases was continued by Mr. Assistant Attorney General Hoyt, of counsel for the United States, and concluded by Mr. Max J. Kohler, of counsel for the appellee in No. 503 and appellants in Nos. 525 and 526.

al brief within three days.

162. The United States, Appellant, v. The California & Oregon Land Co.

163. The California & Oregon Land Co. Appellant, v. The United States.

The argument of these Cases was commenced by Mr. Charles W. Russell, of counsel for The United States, and continued by Mr. John P. Dillon, of counsel for The California & Oregon Land Co.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, March 17th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna, Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that William A. Magrath, Esquire, of New York City, and Robert Newbegin, Esquire, of Defiance, State of Ohio, be admitted to practice as attorneys and counsellors of this Court and they were severally sworn accordingly.

On motion first made to the Court in this behalf by Mr. Reeve Lewis it is ordered that Charles J. Hedrick, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James R. Mann it is ordered that Edwin W. Sims and William P. Strudemann, Esquires, of Chicago, State of Illinois, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Springer it is ordered that Philip B. Hopkins, Esquire, of Muskogee, Indian Territory, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

No. Clarence N. Busch, vs. Joshua H. Jones and The W. O. Hickok Manufacturing Company. Appellant. Appeal from the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Appeals in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Court of Appeals with directions to reverse the decree of the Supreme Court of the District of Columbia and to remand the cause

with the opinion of this Court.

Per Mr. Justice McKenna.

35. The United States, Appellant, vs. Juan Pedro Lamour. Appeal from the Court of Private Land Claims.

This cause came on to be heard on the transcript of the record from the Court of Private Land Claims, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Private Land Claims in this cause be, and the same is hereby affirmed.

Per Mr. Justice Shiras.

287. Ferdinand Edman, U.S. Collector of Internal Revenue for the Third District of New York, Plff in Error, vs. Miguel R. Martinez, as Ancillary Administrator with the will annexed of Salvador Elizalde, deceased. On a certificate from the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Second Circuit, and was argued by Counsel. On consideration Whereof, It is the opinion of this Court that the questions certified must be answered in the negative.

Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Justice Brown.

(Mr. Justice White & Mr. Justice McKenna concurred in the result.)

195. Frank K. Moore, U.S. Collector of Internal Revenue for the first District of New York, Plff in Error, vs. Max Ruetgaber, Jr., as sole Executor of the last will & testament of Louisa Augusta Ripley Penedo, deceased. (On a certificate from the United States Circuit Court of Appeals for the Second Circuit.)

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Second Circuit, and was argued by Counsel. On consideration whereof, It is the opinion of this Court that the questions certified must be answered in the negative. Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Justice Brown.

(Mr. Justice White & Mr. Justice McKenna concurred in the result.)

16. James D. Patton, trading as J. D. Patton & Co. vs. Plff in Error; Maggie A. Brady, Executrix of J. D. Brady deceased, late Collector of Internal Revenue for the Second District of Virginia. — In Error to the Circuit Court of the United States for the Eastern District of Virginia.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Virginia, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brewer.

(Mr. Justice Harlan and Mr. Justice Gray took no part in the decision of this case.)

30. The Reloj Cattle Company, Appellant, vs. The United States. — Appeal from the Court of Private Land Claims.

This cause came on to be heard on the transcript of the record from the Court of Private Land Claims, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Private Land Claims in this is

Santiago Ainsa, Administrator of the estate of Frank Ely, deceased, and Edward Amon, vs. The United States. — Appellants,

No. — Appeal from the Court of Private Land Claims.

This cause came on to be heard on the transcript of the record from the Court of Private Land Claims, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Private Land Claims in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Fuller.

The Chief Justice announced that the Court would take a recess from Monday, the 24th instant to Monday, April 7th next.

Kokomo Fence Machine Company, Petitioner, vs. Alva L. Kitselman et al.

387. — On petition for a cross-writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a cross-writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted. Per Mr. Chief Justice Fuller.

566. The United States, Appellant, vs. Arthur B. Barringer et al. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, denied without prejudice.

Per Mr. Chief Justice Fuller.

590. The New Orleans Water Works Company, Plff in Error, vs. The State of Louisiana et al.

591. Same vs. Same.

It is ordered by the Court that the files in case No. 591 be transferred to case No. 590, and that case No. 591 be, and the same is hereby, stricken from the docket. It is further ordered that counsel for the plaintiff in error be allowed to file printed briefs in opposition to the motions to dismiss or affirm on or before April 7th next.

Per Mr. Chief Justice Fuller.

306. The Board of Councilmen of the City of Frankfort, Appellant, vs. The State National Bank at Frankfort.

Appeal from the Circuit Court of the United States for the District of Kentucky.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kentucky, and was ar-

gued by Counsel. On Consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the Decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Kentucky, with directions to remand it to the State Court.

Per Mr. Chief Justice Fuller.

409. Charles L. Bernard, Plff in Error, vs. The People of the State of Michigan. In Error to the Supreme Court of the State of Michigan.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Michigan, and was argued by Counsel. On Consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

486. George H. Dobbs and Emilia New, Plaintiffs in Error, vs. The State of Kansas. In Error to the Supreme Court of the State of Kansas.

the record from the Supreme Court of the State of Kansas, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same, is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

535. The State of Missouri at the relation of The Delmar Jockey Club, et al., Plffs in Error, vs. William Zachritz, Judge of the St. Louis Circuit Court. In Error to the Supreme Court of the State of Missouri.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Missouri, and on motions to dismiss or affirm which were argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

502. Fred Hardy, Plff in Error, vs. The United States. Mr. Solicitor General, Richards, of Counsel, for the defendant in error, submitted to the con-

543. William R. Moses et al., Administrators &c., Plffs in Error, vs. The United States. Mr. Solicitor General Richards, of counsel for the defendant in error, submitted to the consideration of the Court a motion to advance this cause.

544. John C. Cromwell, vs. Burton N. Ledge(r.) Petitioner, The petition for a writ of Certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Philip Mauro, in support of the same, and Mr. George B. Parkinson, in opposition thereto.

Ex parte In the matter of John C. Cromwell, Petitioner. Mr. Reeve Lewis, in behalf of counsel for the petitioner, submitted to the consideration of the Court a motion for leave to file a petition for a writ of mandamus herein.

127. The United States, Appellant, vs. Byron Barlow & Co.
128. Byron Barlow & Co., Appellants, vs. The United States.
The motion to modify the decree of this Court in this cause was submitted to the consideration of the Court by Mr. George A. King, in support of the same, and Mr. Solicitor General Richards, in opposition thereto.

400.

162.

163.

Fidelity & Deposit Company of Maryland, Plff in Error, vs. The United States of America, for the use & benefit of The Chapin-Hall Lumber Company. } In Error to the United States Circuit Court of Appeals for the Second Circuit.

It appearing to the Court that a stipulation of counsel for the respective parties to dismiss the writ of error in this cause has been filed, Therefore, in pursuance of said stipulation, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby dismissed.

Per Mr. Chief Justice Fuller.

The United States, Appellant, vs. The California & Oregon Land Co. } The California & Oregon Land Co., Appellant, vs. The United States. } The argument of these cases was continued by Mr. A. B. Browne, of counsel for The California & Oregon Land Co., and concluded by Mr. Charles W. Russell, of counsel for The United States. Leave was granted counsel for The California & Oregon Land Co. to file an additional brief on or before Friday next.

Monday, March 17th, 1902, Continued:

188. William J. Turpin vs. J. B. Lemon et al. } This cause was argued by Mr. C. D. Merrick, of counsel for the appellant, and submitted on a printed argument by Mr. J. G. McCluer, of counsel for the appellees.

164. Daniel N. Talbot, vs. Plff in Error, The First National Bank of Sioux City, Iowa. }
190. Daniel N. Talbot, vs. Plff in Error, The Sioux National Bank of Sioux City, Iowa. } The argument of these cases was commenced by Mr. A. A. Hochling, Jr., of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, March 18th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John J. Weed it is ordered that Edward P. Scott Esquire, of Paris, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. A. Hoehling, Jr. it is ordered that Isidor Rayner, Esquire, of Baltimore, State of Maryland, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Tuesday, March 18th, 1902, Continued.

202. Mary E. Quinn, Plff in Error, vs. Caroline A. Ladd, William M. Ladd, Charles E. Ladd et al. In Error to the Supreme Court of the State of Oregon.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

164. Daniel N. Talbot, Plff in Error, vs. The First National Bank of Sioux City, Iowa.

190. Daniel N. Talbot, Plff in Error, vs. The Sioux National Bank of Sioux City, Iowa.

The argument of these cases was continued by Mr. A. A. Hocking, Jr., of counsel for the plaintiff in error, Mr. Ira G. Hall, of counsel for the defendants in error, and Mr. F. F. Oldham, of counsel for the defendant in error in No. 190, and concluded by Mr. J. K. Redington, of counsel for the plaintiff in error.

192. Clinton E. Worden & Co., Petitioners, vs. California Fig Syrup Co.

The argument of this cause was commenced by Mr. John H. Miller, of counsel for the petitioners, and continued by Mr. Warren Olney, of counsel for the respondent.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, March 19th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
David J. Brewer,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George Henderson it is ordered that Isaac Jewell Williams, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. M. Oren it is ordered that William R. Cady, Esquire, of Detroit, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by

Brady, Esquire, of Seattle, State of Washington, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

192. Clinton E. Worden & Co., Petitioners, vs. California Fig Syrup Co. The argument of this cause was continued by Mr. Warren Olney and Mr. John G. Carlisle, of counsel for the respondent, and concluded by Mr. John H. Miller, of counsel for the petitioners.

193. Jeannie M. Wilson, Administratrix &c., Plff in Error, vs. Adam Seminger et al. This cause was argued by Mr. George Henderson, of counsel for the plaintiff in error, and Mr. Ira Jewell Williams, of counsel for the defendants in error.

195. B. A. Stockard et al., Plffs in Error, vs. Clint Morgan et al. This cause was submitted to the consideration of the Court on the record and a printed argument by Mr. Robert Pritchard, of counsel for the plaintiffs in error, and on the record by Mr. George W. Pickle, of counsel for the defendants in error.

197. The Consolidated Coal Company of St. Louis, v. Plff in Error, The People of the State of Illinois

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Charles W. Thomas, of counsel for the plaintiff in error, and Mr. N. J. Hamlin, of counsel for the defendants in error.

347. Alphonse Emsheimer, v. Appellant, The City of New Orleans.

The argument of this cause was commenced by Mr. J. D. Rouse, of counsel for the appellant

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, March 20th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras Jr.,
Edward D. White,
Rufus W. Peckham
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. B. Kittredge, it is ordered that Henry Robertson, Esquire, of Dell Rapids, State of South Dakota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. A. Hochling Jr., it is ordered that Frank S. Black, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

211. The United States, Appellant, vs. M. R. Pendall et al. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Solicitor General Richards, Mr. Matthew G. Reynolds and Mr. William H. Pope, of counsel for the appellant, and Mr. P. B. Eaton, of counsel for the appellees.

347. Alphonse Ensheimer, Appellant, vs. The City of New Orleans. The argument of this cause was continued by Mr. J. D. Rouse, of counsel for the appellant, and Mr. Frank B. Thomas, of counsel for the appellee, and concluded by Mr. J. D. Rouse, of counsel for the appellant.

198. John G. Jenkins et al., Plffs in Error, vs. Barzillai G. Neff, President, et al. This cause was argued by Mr. Seymour D. Thompson and Mr. Frank Harvey Field, of counsel for the plaintiffs in error, and Mr. James McKeen, of counsel for the defendants in error.

Thursday, March 20th, 1902, Continued;

199. The Michigan Sugar Co., W. Aff in Error, vs. Roscoe D. Dix, Auditor General &c.

The argument of this cause was commenced by Mr. Thomas A. E. Weadock, of Counsel for the plaintiff in error, and continued by Mr. A. M. Oren and Mr. C. D. Joslyn, of Counsel for the defendant in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, March 21st, 1902.

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Thomas R. Elcock it is ordered that Louis Hutt and William S. Messemer, Esquires of Philadelphia, State of Pennsylvania, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

39. Albert N. White vs. The City of Santa Cruz. Petitioner

On motion of Mr. Cramond Kennedy, in behalf of counsel for the respondent, It is ordered by the Court that the mandate in this cause be, and the same is hereby, stayed until April

198. James W. Barker, Appellant, vs. The Mutual Fire Insurance Company of the District of Columbia. } Appeal from the Court of Appeals of the District of Columbia.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, it is, therefore, in pursuance of the tenth rule of this Court now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

199. The Michigan Sugar Co., vs. Plff in Error, Roscoe D. Dix, Auditor General &c. } The argument of this cause was continued by Mr. C. D. Joslyn, of Counsel for the defendant in error, and concluded by Mr. Thomas A. E. Weadock, of Counsel for the plaintiff in error.

204. The American Aristotype Co., Appellant, vs. The United States. } This cause was argued by Mr. William B. Hornblower, of Counsel for the appellant, and Mr. Assistant Attorney General Pradt, of Counsel for the appellee.

And Mr. C. C. Binney

Monday, March 24th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice.
John M. Harlan,
David J. Brewer,
Henry B. Brown,
George Shiras Jr.,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that Anthony Graf, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that Willet M. Spooner, Esquire, of Milwaukee, State of Wisconsin, John A. Kemble, Esquire, of Brooklyn, State of New York, and Henry P. Dimond, Esquire, of San Francisco, State of California, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

508. Tulare Irrigation District, George G. Kelly, and G. Gambaldi as Executor of the last will of B. W. Jamelius, deceased, vs. Alfred Shepard. In Error to the Circuit Court of the United States for the Southern District of California.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of California, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs, and interest until paid, at the same rate per annum that similar judgments bear in the Courts of the State of California.

Per Mr. Justice Peckham.

172. Mary E. N. Gwin and Michs F. Truett, vs. The United States. Appellants, Appeal from the District Court of the United States for the Northern District of California.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of California, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and

the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice Brown.

175. Bank of Iron Gate vs. Affin Error, Maggie A. Brady, Executrix of James D. Brady, deceased. In Error to the Circuit Court of the United States for the Eastern District of Virginia;

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Virginia, and was argued by counsel. On consideration whereof, It is now here ordered & adjudged by this Court that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to set aside its judgment and enter one abating the action by reason of the death of the defendant.

Per Mr. Justice Brewer.

(Mr. Justice Gray took no part in the decision of this case.)

174. Bank of Iron Gate, vs. Affin Error, Maggie A. Brady, Executrix of James D. Brady, deceased. In Error to the Circuit Court of the United States for the Eastern District of Virginia.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United

was argued by Counsel. On consideration, whereof, It is now here ordered and adjudged by this Court that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to set aside its judgment and to enter one abating the action by reason of the death of the defendant.

Per Mr. Justice Brewer.

(Mr. Justice Gray took no part in the decision of this case.)

121. Frederick Howard, James L. Lombard & John C. Gage, Plffs in Error, vs. The United States to the use of David D. Stewart. In Error to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with Costs. And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Western District of Missouri.

Per Mr. Justice Harlan.

147. George P. Emblen, Appellant, vs. The Lincoln Land Company, George P. Abeel, Ida B. Abeel et al. Appeal from the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of Nebraska.

Per Mr. Chief Justice Fuller.

153. The Arivaca Land and Cattle Company, Appellant, vs. The United States et al. Appeal from the Court of Private Land Claims.

This cause came on to be heard on the transcript of the record from the Court of Private Land Claims, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Court of Private Land Claims in this cause be, and the same is hereby, affirmed. per Mr. Chief Justice Fuller

Monday, March 24th, 1902, Continued.

527. The Blythe Company, Petitioner, vs. Florence Blythe Hinckley et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same; It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

127. The United States, Appellant, vs. Byron Barlow & Company.

128. Byron Barlow & Company, Appellants, vs. The United States.

On consideration of the motion to modify the decree of this Court in these cases, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

363. The Chesapeake & Potomac Telephone Company, Appellant, vs. J. Foreat Manning & Co.

It is ordered by the Court that Counsel be, and they are hereby, requested to submit briefs within ten days on the question

whether the decree of the Court of Appeals is a final decree and appealable.
Per Mr. Chief Justice Fuller.

503. Fred Hardy, Plff in Error, vs. The United States. On consideration of the motion to advance this cause, it is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, April 28th next.
Per Mr. Chief Justice Fuller.

543. William A. Moses et al., Administrators &c., Plffs in Error, vs. The United States. On consideration of the motion to advance this cause, it is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Monday, April 28th next, after the case heretofore assigned for that day.
Per Mr. Chief Justice Fuller.

594. John C. Cromwell, Petitioner, vs. Burton A. Sedgewick. On petition for a writ of certiorari to the Court of Appeals of the District of Columbia.
On consideration of the petition for a writ of certiorari herein to the Court of Appeals of the Dis-

thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of John C. Cromwell, Petitioner. On consideration of the motion for leave to file a petition for a writ of mandamus herein, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

204. The American Aristotype Company vs. The United States. Appellant, Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Fuller.

579. Solomon Hotema, Plff in Error, vs. The United States. On motion of Mr. Solicitor General Richards, of counsel for the defendant in error,

It is ordered by the Court that this cause be, and the same is hereby, advanced and assigned for argument on Monday, April 28th next, after the cases heretofore assigned for that day.

604. The United States, Appellant, vs. Alonzo J. Van Dyke. This cause was submitted to the consideration of the Court, pursuant to the 30th rule, on the record and printed arguments by Mr. Assistant Attorney General Pradt, of counsel for the appellant, and Mr. Charles C. Lancaster, of counsel for the appellee.

583. Conrad D. Maurer, Petitioner, vs. Edward N. Dickerson et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Hector T. Fenton, in support of the same, and Mr. Anthony Graf and Mr. Livingston Gifford, in opposition thereto.

577. The United States, Appellant, vs. William T. Sampson, The motion to dismiss in this cause was submitted to the con-

Court on the record and printed arguments by Mr. James A. Hayden and Mr. Joseph K. McCammon, of counsel for the appellee, and Mr. Charles C. Binney, of counsel for the appellant, and Mr. George A. King and Mr. William B. King, of counsel for certain interested parties. On motion of Mr. William B. King leave is hereby granted Mr. H. S. Herbert and Mr. Benjamin Nieon to file a printed brief in behalf of Admiral Dewey.

Lone Wolf, Principal Chief of the Kiowas, et al., Appellants, v. Ethan A. Hitchcock, Secretary of the Interior, et al.,

Mr. William M. Springer, of counsel for the appellants, submitted to the consideration of the Court a motion to advance this Cause.

Proclamation being made the Court is adjourned until Monday, April 7th next at twelve o'clock.

Monday, April 7th, 1902.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. F. M. Cockrell it is ordered that Michael Martin Dolphin, Esquire, of Kansas City, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James M. Beck it is ordered that Joseph Wellington Shannon, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William Alden Smith it is ordered that

Benn M. Corwin, Esquire, of Grand Rapids and Elliot O. Grosvenor, Esquire, of Detroit, State of Michigan, be admitted to practice as attorneys and Counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. C. Cushman it is ordered that W. B. Shatton, Esquire, of Olympia, State of Washington, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph V. Graff it is ordered that Gilbert L. Miller, Esquire, of Canton, State of Illinois, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. A. Smith it is ordered that Ben Goodrich, Esquire, of Los Angeles, State of California be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. V. Quarles it is ordered that John F. Klumb, Esquire, of Oshkosh, State of Wisconsin be admitted to practice as an attorney and Coun-

seller of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles L. Bailey it is ordered that Chapman H. Maupin, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. O. Harris it is ordered that Ernest Macpherson, Esquire, of Louisville, State of Kentucky, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Daniel it is ordered that John D. Horsley, Esquire, of Lynchburg, State of Virginia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Kittredge it is ordered that Charles N. Burke, Esquire, of Pierre, State of South Dakota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

107. Sarah J. McIntosh, Plff in Error, v. R. L. Aubrey. In Error to the Supreme Court of the State of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Pennsylvania, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

Dissenting:
Mr. Justice Shiras,
Mr. Justice White and
Mr. Justice Peckham.

177. Eastern Building & Loan Association of Syracuse, New York, Plff in Error, v. David H. Brough. In Error to the Supreme Court of the State of South Carolina.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of South Carolina, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

Monday, April 7th, 1902. Continued.

187. Martha J. Siveringen, Plff in Error, vs. The City of St. Louis. In Error to the Supreme Court of the State of Missouri.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Missouri, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice Peckham.

195. B. A. Stockard and R. C. Jones, composing the firm of Stockard & Jones, et al, Plffs in Error, vs. Clint Morgan and J. N. McCutchen. In Error to the Supreme Court of the State of Tennessee.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Tennessee, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings not inconsistent with the opinion of this Court.

Per Mr. Justice Peckham.

124. The French-Glenn Live Stock Company, vs. Alva S. Pringle. In Error to the Supreme Court of the State of Oregon. Jeffin Error.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oregon, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Shiras.

(Mr. Justice Harlan took no part in the decision of this case.)

125. The French-Glenn Live Stock Company, vs. James Colwell. In Error to the Supreme Court of the State of Oregon. Jeffin Error.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Oregon, and was argued by counsel; On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Shiras.

193. Jennie M. Wilson, Administratrix &c, of the estate of Alexander Osborn, deceased, Pltff in Error, vs. Adam Leininger and Amer. H. Rogers. In Error to the Supreme Court of the State of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Pennsylvania, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Shiras.

392. The Vicksburg Water Works Company, Appellant, vs. The Mayor and Aldermen of the City of Vicksburg. Appeal from the Circuit Court of the United States for the Southern District of Mississippi.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Mississippi, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; and that this cause

be, and the same is hereby remanded to the said Circuit Court to take proceedings therein according to law.

Per Mr. Justice Shiras.

(Mr. Justice Gray did not sit in this case.)

317. Frederick Rodgers, Appellant, vs. The United States. Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is, hereby, affirmed.

Per Mr. Justice Brewer.

(Mr. Justice Gray took no part in the decision of this case.)

The City of New York and Bird S. Coler, as Comptroller thereof, Petitioners, vs. Samuel Pine and Frederick Muller. On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

1491

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, &c.,

now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals and the decree of the Circuit Court of the United States for the Southern District of New York in this cause be, and the same are hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings to be had therein in conformity with the opinion of this Court.

Per Mr. Justice Brewer.

(Mr. Justice Gray did not hear the argument and took no part in the decision of this case.)

171. The Erie Railroad Company, (Def't in Error,) vs. Albert L. Purdy. In Error to the Supreme Court of the State of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice Harlan.

(Mr. Justice Gray did not hear the argument or take part in the decision of this case.)

99. Jane C. Hitz
vs.
John Story Jenks, William Henry Jenks et al.

Appeal from the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Appeals in this cause be, and the same is hereby, reversed with costs, and that this cause be, and the same is hereby, remanded to the said Court of Appeals with directions to reverse the decree of the Supreme Court of the District of Columbia, and for such further orders in each court as will be in conformity with the principles of the opinion of this Court.

Per Mr. Justice Harlan.

Dissenting:
Mr. Justice Brewer.

50. Hippolite Pilliod et al.,
vs.
Plffs in Error,
Charles E. Maurice, Charles G. Owers and William G. Maurice.

In Error to the Circuit Court of the United States for the Eastern District of Arkansas.

This cause came on to be heard on the transcript of

States for the Eastern District of Arkansas, and was argued by Counsel. On consideration whereof It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is, hereby, reversed, costs in this Court to be paid, by the plaintiffs in error; and that this cause be, and the same is hereby, remanded to the said Circuit Court with a direction to dismiss the complaint for want of jurisdiction with costs.

Per Mr. Chief Justice Fuller.

The Michigan Sugar Company, Plff in Error, vs. Roscoe D. Dix, Auditor General of the State of Michigan. } In Error to the Supreme Court of the State of Michigan.

199.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Michigan, and was argued by Counsel. On consideration whereof It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

(Mr. Justice Brown took no part in the decision of this case.)

Monday, April 7th, 1902, Continued.

10, original. The State of Kansas, Complainant, vs. The State of Colorado.

This cause came on to be heard on the bill of complaint and demurrer of the defendant thereto, and was argued by counsel. On consideration whereof It is now here ordered, adjudged, and decreed by this Court that said demurrer be, and the same is hereby, overruled without prejudice to any question, and leave is hereby granted to said defendant to answer.

Per Mr. Chief Justice Fuller.

(Mr. Justice Gray did not hear the argument and took no part in this decision.)

583. Conrad D. Maurer, Petitioner, vs. Edward N. Dickerson et al.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

(Per Mr. Chief Justice Fuller.)

Monday, April 7th, 1902. Continued.

397. The United States, Appellant, vs. William T. Sampson, Rear Admiral U.S. Navy. On consideration of the motion to dismiss herein, which was argued by counsel, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

601. Lone Wolf, Principal Chief of the Kiowas, et al., Appellants, vs. Ethan A. Hitchcock, Secretary of the Interior, et al., On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, granted and the cause assigned for argument on Monday, October 20th. next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

35. The United States, Appellant, vs. Juan Pedro Lamon. On motion of Mr. Solicitor General Richards, of counsel for the appellant, leave is hereby granted the Clerk to issue the mandate in this cause.

97. Robert Perrin, Appellant, vs. The United States. Appeal from the Court of Private Land Claims.

This cause having been called to the attention of the Court by Mr. Solicitor General Richards and a stipulation of counsel for the respective parties to dismiss this appeal having been filed, Therefore, in pursuance of said stipulation, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed.

Per Mr. Chief Justice Fuller.

610. R. N. McClaughry, Warden, Appellant, vs. Peter C. Deming. Mr. Solicitor General Richards, of counsel, for the appellant, submitted to the consideration of the Court a motion to advance this cause.

624. The United States, Petitioner, vs. A. Klipstein & Co. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Solicitor General Richards and Mr. Assistant Attorney General Hoyt, in support of the same.

447. James L. Sharkey, Plff in Error, vs. The Indiana, Decatur & Western Railway Co. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. George C. Hazelton and Mr. John A. Hazelton, of counsel for the plaintiff in error, and Mr. Rush Taggart, of counsel for the defendant in error.

615. G. E. Gee, Plff in Error, vs. H. D. Gee. On motion of Mr. Thomas G. Frost, of counsel for the plaintiff in error, It is now here ordered by the Court that the writ of error herein be amended by inserting the Christian names of the parties so that wherever the name of G. E. Gee appears it shall be changed to George E. Gee and wherever the name of H. D. Gee appears it shall be changed to Henry D. Gee.

605. The Minnarium Company, Petitioner, vs. James A. Mahler et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Lysander Hill, in support of the same, and Mr. Leslie A. Gilmore and Mr. Frank P. Blair, in opposition thereto.

627. Marc Hubbert, Petitioner, vs. The Campbellsville Lumber Company. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. W. O. Harris, in support of the same, and Mr. Ernest Macpherson in opposition thereto

599. The First National Bank of Denver et al., Appellants, vs. John P. Klug et al., On motion of Mr. A. B. Browne, in behalf of counsel for the appellants, It is ordered by the Court that this cause be, and the same is hereby, advanced as under the 33d Rule to be submitted on printed arguments on or before May 5th next.

Ex parte In the matter of The Bank of Commerce, Petitioner. Mr. A. B. Browne, in behalf of counsel, for the petitioner, submitted to the consideration of the Court a motion for leave to file a petition for a writ of mandamus herein

J. L. Howard et al., Appts, vs. Captain J. M. Fleming, Warden &c.
J. L. Howard et al., Plffs in Error, vs. The State of North Carolina.
Mr. Leslie A. Gilmore, of counsel for Howard et al., submitted to the consideration of the Court

forma pauperis.

622. Alice A. Cable, Administratrix &c., Petitioner, vs. The United States Life Insurance Co., in the City of New York. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. A. H. C. Miller, in support of the same, and Mr. William G. Beale, in opposition thereto.

621. L. Bucki & Son Lumber Co., Petitioner, vs. The Atlantic Lumber Co. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. H. Bisbee and Mr. George C. Bedell, in support of the same, and Mr. R. A. Liggett, in opposition thereto.

620. Anthony L. deGignac et al., Petitioners, vs. The United States. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. William S. Forrest, in support of the same, and Mr. Solicitor General Richards and Mr. S. A. Bethea, in opposition thereto.

387. Ed. N. Reid, vs. Appellant, Robert J. Jones, Sheriff &c.

592. Ed. N. Reid, vs. Plff in Error, The People of the State of Colorado.

Mr. William M. Springer, of counsel for Reid, submitted to the consideration of the Court a motion to advance these cases.

The State of Washington, vs. Complainant, Northern Securities Co, et al.

The motion for leave to file a bill of complaint herein was submitted to the consideration of the Court on printed arguments by Mr. W. B. Stratton and Mr. W. B. Douglas, in support of the same and Mr. John W. Griggs, Mr. C. W. Bunn, Mr. George B. Young, and Mr. M. D. Grover, in opposition thereto.

209. The Capital City Light and Fuel Company, vs. Plff in Error, The City of Tallahassee.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Frederick P. Myers, of Counsel for the plaintiff in error, and Mr. George P. Raney, of counsel for the defendant in error.

Monday, April 7th, 1902, Continued.

Mary A. Walters, Administratrix,
vs. Plff in Error,
916. Chicago, Burlington & Quincy R. R. Co.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. N. C. Abbott, of counsel for the plaintiff in error, and Mr. J. W. Deweese, of counsel for the defendant in error.

The Hanover National Bank of New York City,
vs. Plff in Error,
203. Max Moyses.

This cause was argued by Mr. Marcellus Green, of counsel for the plaintiff in error, and submitted on a printed argument by Mr. George P. White, of counsel for the defendant in error.

Emanuel Felsenheld, Claimant,
vs. Plff in Error,
205. The United States.

The argument of this cause was commenced by Mr. Henry W. Russell, of counsel for the plaintiff in error, and continued by Mr. Charles J. Faulkner and Mr. Assistant Attorney General Beck, of counsel for the defendant in error; and Mr. John Dibbitt Warner, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned

Tuesday, April 8th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras Jr.
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

The State of Washington, Complainant,
vs.
Northern Securities Co. et al.

It is ordered by the Court that the motion for leave to file the bill of complaint herein be argued orally on Monday next.

per Mr. Chief Justice Fuller.

Emanuel Felsenheld, Claimant, Plff in Error,
vs.
The United States.

205.

The argument of this cause was concluded by Mr. John Dewitt Warner, of counsel for the plaintiff in error.

Tuesday, April 8th, 1902, Continued.

206. Peter Hagan et al., Petitioners, vs. The Scottish Union and National Insurance Co.

This cause was argued by Mr. John P. Lewis, of counsel for the petitioners, and Mr. Henry R. Edmunds, of counsel for the respondent.

208. Frederick Williams, Petitioner vs. George C. Gaylord et al.

The argument of this cause was commenced by Mr. C. Walter Artz, of counsel for the petitioner, and continued by Mr. Curtis H. Lindley, of counsel for the respondents.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Wednesday, April 9th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer,
Henry B. Brown, Associate
George Shiras, Jr., Justices
Rufus W. Peckham
Joseph McKenna,
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. O. A. Platt it is ordered that Lucius F. Robinson, Esquire, of Hartford, State of Connecticut, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. D. O'Connell it is ordered that Orlando A. Manning, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf

Wednesday, April 9th, 1902, Continued.

J. Foster, Esquire, of Franklin, State of Louisiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

208. Frederick Williams, Petitioner, vs. George C. Gaylord et al. The argument of this cause was concluded by Mr. C. Walter Artz, of counsel for the petitioner.

213. The Montana Mining Co. Limited, Plff in Error, vs. The St. Louis Mining & Milling Co. of Montana.

214. The Montana Mining Co. Limited, Plff in Error, vs. The St. Louis Mining & Milling Co. of Montana.

The argument of these cases was commenced by Mr. H. E. Cullen, of counsel for the plaintiff in error, continued by Mr. Thomas C. Bach and Mr. Arthur Brown, of counsel for the defendant in error, and concluded by Mr. Charles J. Hughes, Jr., of counsel for the plaintiff in error.

215. E. Bement & Sons, Plff in Error, vs. The National Harrow Co. On motion of Mr. Clark C. Wood, of counsel for the plaintiffs in error, it is ordered by the Court that three counsel be allowed to

Wednesday, April 9th, 1902, Continued.

215. E. Bement & Sons, Pltffs in Error, vs. The National Harrow Co. The argument of this cause was commenced by Mr. Clark C. Wood, of counsel for the plaintiffs in error

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, April 10th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened,

246. Peter Nelson et al., vs. Plffs in Error, The Northern Pacific R.R.Co. Ordered by the Court that this cause be, and the same is hereby, continued until the next term, per stipulation of counsel.

215. E. Bement & Sons, vs. Plffs in Error, The National Harrow Co. The argument of this cause was continued by Mr. Alex C. Wood and Mr. Edward Cahill, of counsel for the plaintiffs in error, and Mr. Edwin H. Risley, of counsel for the defendant in error, and concluded by Mr. Henry J. Cookinham, of counsel for the plaintiffs in error.)

Thursday, April 10th, 1902, Continued;

217. W. P. A. McFaddin et al., vs. Riffe in Error, Evans-Snider-Buel Co.,

The argument of this Cause was commenced by M. Williams K. Hutchings, of Counsel for the Plaintiff in Error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, April 11th, 1902.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice
David J. Brewer
Henry B. Brown
George Shiras Jr.
Rufus W. Peckham
Joseph McKenna
Associate Justices.
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. C. E. Littlefield it is ordered that W. A. Snook, Esquire, of Kansas City, State of Kansas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. L. Hamilton it is ordered that Henry M. Goldfogle and Jacob I. Hiener, Esquires, of New York City, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

217. N. P. A. McFaddin et al., vs. Evans-Snider-Buel Company. (Plffs in Error.)

The argument of this cause was continued by Mr. William T. Hutchings, of counsel for the plaintiffs in error, and Mr. N. M. Pollard, of counsel, for the defendant in error, and concluded by Mr. C. M. Rose, of counsel for the defendant in error.

218. The United States, vs. The Copper Queen Consolidated Mining Company. (Plff in Error,)

The argument of this cause was commenced by Mr. M. C. Burch, of counsel for the plaintiff in error, and continued by Mr. William Hearing, of counsel for the defendant in error.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, April 14th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
David J. Brewer,
Henry B. Brown,
George Shiras Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that Eugene Wambaugh, Esquire, of Cambridge, State of Massachusetts, and Chauncey S. Truax, Esquire, of New York City, be admitted to practice as attorneys and counsellors of this Court and they severally were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Price it is ordered that Charles W. Tillett, Esquire, of Charlotte, State of North Carolina, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry M. Hoyt it is ordered that Cyrus M. Van Slyck Esquire, of Providence, State of Rhode Island, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. S. Alexander it is ordered that Eugene W. Harrington, Esquire, of Buffalo, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that Edwin G. Eastman, Esquire, of Exeter, State of New Hampshire, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Crammond Kennedy it is ordered that Harry W. Van Dyke, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

164. Daniel A. Talbot, Plff in Error, vs. The First National Bank of Sioux City, Iowa. In Error to the Supreme Court of the State of Iowa.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Iowa, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

(Mr. Justice Gray took no part in the decision of this case.)

190. Daniel A. Talbot, Plff in Error, vs. The Sioux National Bank of Sioux City, Iowa. In Error to the Supreme Court of the State of Iowa.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Iowa, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

150. The United States, Appellant, vs. Charles Borcherding, Receiver. Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Shiras.

Dissenting:
Mr. Justice White.

(Mr. Justice Harlan took no part in the decision of this case.)

147. The Consolidated Coal Company of St. Louis, Plff in Error, vs. The People of the State of Illinois. In Error to the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Monday, April 14th, 1902, Continued.

387. Ed. A. Reid, Appellant, vs. Robert J. Jones, Sheriff &c. — On consideration of the motion to advance these cases, it is now here ordered by the Court that said

572. Ed. A. Reid, Plff in Error, vs. The People of the State of Colorado.

motion be, and the same is hereby, granted and the cases assigned for argument on Monday, October 20th next, after the cases heretofore assigned for that day, or they will be taken on printed briefs on or before Monday, the 28th instant, if counsel shall be so advised.

Per Mr. Chief Justice Fuller.

605. The Animarium Company, Petitioner, vs. James A. Mahler et al., doing business as The Oxygenor Company. — On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, it is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

620. Anthony L. deSignac and Herbert S. Mills, Petitioners. v. The United States

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

621. L. Bueki & Son Lumber Company, Petitioner, v. The Atlantic Lumber Company.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

624. The United States, Petitioner, vs. A. Klipstein & Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by this Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

622. Alice A. Cable, Administratrix of the estate of Herman A. Cable, deceased, Petitioner, vs. The United States Life Insurance Company in the City of New York. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

610. R. W. McClaughry, Warden &c., Appellant, vs. Peter C. Deming. On consideration of the motion to advance this cause It is now here ordered by the Court that said motion be, and the same is hereby, granted, and the cause, assigned for argument on Monday, the 28th instant, after the cases heretofore assigned for that day, but the oral argument must be limited to one hour on each side.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of The Bank of Commerce, Petitioner. On consideration of the motion for leave to file a petition for a writ of mandamus herein, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

J. L. Howard et al., Appellants, vs. Captain J. M. Fleming, Warden &c. On consideration of the motion for leave to prosecute these cases in forma pauperis It is now here ordered by the Court that said motion be, and the same is, hereby, denied.

J. L. Howard et al., Plffs in Error, vs. The State of North Carolina.

216. Mary A. Walters, Administratrix, Plff in Error, vs. Chicago, Burlington & Quincy Railroad Company. } On Error to the Circuit Court of the United States for the District of Nebraska.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Nebraska, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

447. James L. Shanley, Plff in Error, vs. The Indiana, Decatur & Western Railway Company. } On Error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the order of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Fuller.

Monday, April 14th, 1902, Continued:

211. The United States, Appellant, vs. M. R. Pindell et al. — On motion of Mr. Solicitor General Richards, leave is hereby granted counsel on each side to file additional briefs herein.

631. The United States, Petitioner, vs. The Guggenheim Smelting Company. — The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Solicitor General Richards and Mr. Assistant Attorney General Hoyt, in support of the same, and leave was granted counsel for the respondent to file a brief in opposition thereto on or before Friday next.

600. Bunker Hill & Sullivan Mining & Concentrating Co., Petitioner, vs. Empire State-Idaho Mining & Developing Company. — The petitions for writs of certiorari herein were submitted to the consideration of the Court on printed arguments by Mr. Curtis H. Lindley, in support of the same, and Mr. W. [illegible] Heyburn, in opposition thereto.

608. Bunker Hill & Sullivan Mining & Concentrating Co., Petitioner, vs. Empire State-Idaho Mining & Developing Company et al.

625. Central of Georgia Railway Company et al., Petitioners, vs. Charleston & Western Carolina Railway Co., et al.; The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Mr. Henry C. Cunningham and Mr. Alexander K. Lawton, in support of the same, and Mr. Augustine T. Smythe, in opposition thereto.

637. Samuel P. Train et al., Petitioners, vs. The United States. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Albert Comstock, in support of the same, and leave was granted counsel for the respondent to file a brief in opposition thereto on or before Friday next.

639. J. N. Mayes, Petitioner, vs. Southern Railway Company. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Charles W. Tillett, in support of the same, and leave was granted Mr. Charles Price, of counsel for the respondent, to file a brief in opposition thereto on or before Friday next.

487. Thomas Swafford, Pltff in Error, vs. H. A. Templeton et al. On motion of Wm. H. A. Robeson, of Counsel for the plaintiff in error, It is ordered by the Court that this cause be, and the same is hereby, advanced as under the 3rd Rule.

487. Thomas Swafford, Pltff in Error, vs. H. A. Templeton et al. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Frederick L. Mansfield, of Counsel for the plaintiff in error, and Mr. Jerome Templeton, of Counsel for the defendants in error.

248. The United States, Pltff in Error, vs. Arthur Lynah et al. On motion of Mr. Robert A. Howard, of Counsel for the plaintiff in error, It is ordered by the Court that this cause be, and the same is hereby, passed to be heard with case No. 271 as one case.

248. The United States, Pltff in Error, vs. Arthur Lynah et al. On motion of Mr. Robert A. Howard, of Counsel for the plaintiff in error, It is ordered by the Court that these cases be, and they

271. The United States, Pltff in Error, vs. Charles A. Williams et al.

625. Central of Georgia Railway Company et al., Petitioners, vs. Charleston & Western Carolina Railway Co., et al.; The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Mr. Henry C. Cunningham and Mr. Alexander R. Lawton, in support of the same, and Mr. Augustine T. Smythe, in opposition thereto.

637. Samuel P. Train et al., Petitioners, vs. The United States. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Albert Comstock, in support of the same, and leave was granted counsel for the respondent to file a brief in opposition thereto on or before Friday next.

639. J. N. Mayes, Petitioner, vs. Southern Railway Company. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Charles W. Tillett, in support of the same, and leave was granted Mr. Charles Price, of counsel for the respondent, to file a brief in opposition thereto on or before Friday next.

487. Thomas Swafford, Pltff in Error, vs. H. A. Templeton et al. On motion of Mr. H. A. Robeson, of Counsel for the plaintiff in error, it is ordered by the Court that this cause be, and the same is hereby, advanced as under the 3rd Rule.

487. Thomas Swafford, Pltff in Error, vs. H. A. Templeton et al. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Frederick L. Mansfield, of Counsel for the plaintiff in error, and Mr. Jerome Templeton, of Counsel for the defendants in error.

248. The United States, Pltff in Error, vs. Arthur Lynah et al. On motion of Mr. Robert A. Howard, of Counsel for the plaintiff in error, it is ordered by the Court that this cause be, and the same is hereby, passed to be heard with case No. 271 as one case.

248. The United States, Pltff in Error, vs. Arthur Lynah et al.
271. The United States, Pltff in Error, vs. Charles A. Williams et al. On motion of Mr. Robert A. Howard, of Counsel for the plaintiff in error, it is ordered by the Court that these cases be, and they

675. Central of Georgia Railway Company et al., Petitioners, vs. Charleston & Western Carolina Railway Co., et al.; The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Mr. Henry C. Cunningham and Mr. Alexander K. Lawton, in support of the same, and Mr. Augustine T. Smythe, in opposition thereto.

637. Samuel P. Train et al., Petitioners, vs. The United States. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Albert Comstock, in support of the same, and leave was granted counsel for the respondent to file a brief in opposition thereto on or before Friday next.

639. J. N. Mayes, Petitioner, vs. Southern Railway Company. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Charles W. Tillett, in support of the same, and leave was granted Mr. Charles Price, of counsel for the respondent, to file a brief in opposition thereto on or before Friday next.

Monday, April 14th. 1902, Continued.

487. Thomas Swafford, Pltff in Error, vs. H. A. Templeton et al. — On motion of Wm. H. A. Robeson, of counsel for the plaintiff in error, It is ordered by the Court that this cause be, and the same is hereby, advanced as under the 3rd Rule.

487. Thomas Swafford, Pltff in Error, vs. H. A. Templeton et al. — This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Frederick L. Mansfield, of counsel for the plaintiff in error, and Mr. Jerome Templeton, of counsel for the defendants in error.

248. The United States, Pltff in Error, vs. Arthur Lynah et al. — On motion of Mr. Robert A. Howard, of counsel for the plaintiff in error, It is ordered by the Court that this cause be, and the same is hereby, passed to be heard with case No. 271 as one case.

248. The United States, Pltff in Error, vs. Arthur Lynah et al.
271. The United States, Pltff in Error, vs. Charles A. Williams et al. — On motion of Mr. Robert A. Howard, of counsel for the plaintiff in error, It is ordered by the Court that these cases be, and they

Monday, April 14th, 1902, Continued.

923. Lee Clark, vs. Plff in Error, Monroe D. Herrington. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. James Hagerman, Mr. F. N. Sedgwick, and Mr. J. M. Bryson, of counsel for the plaintiff in error, and Mr. John A. Mahan, of counsel for the defendant in error.

512. The Territory of Hawaii, vs. Appellant, Oaka Manliehi. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Solicitor General Richards, of counsel for the appellant, and Mr. George A. Davis, of counsel for the appellee.

218. The United States, vs. Plff in Error, The Copper Queen Consolidated Mining Company. The argument of this cause was continued by Mr. John C. Cheney, of counsel for the defendant in error, and concluded by Mr. W. C. Burch, of counsel for the plaintiff in error.

The State of Washington, vs. Complainant, Northern Securities Co., et al. The motion for leave to file the bill of complaint

gued by Mr. W. B. Stratton, of counsel for the complainant, in support of the same, and Mr. C. W. Bunn and Mr. John W. Griggs, of counsel for the defendants, in opposition thereto.

219. The Travelers' Insurance Company, Plff in Error, vs. The State of Connecticut. } The argument of this cause was commenced by Mr. William R. Matson, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, April 15th, 1902.

(Pursuant to adjournment the Court met to-day at the Capitol.)

Present,

The Honorable Melville W. Fuller, Chief Justice.
David J. Brewer
Henry B. Brown
George Shiras, Jr. Associate
Edward D. White Justices
Rufus W. Peckham
Joseph McKenna
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

219. The Travelers Insurance Company, vs. Plff in Error, The State of Connecticut. The argument of this cause was continued by Mr. Charles Phelps, of Counsel for the defendant in error, and concluded by Mr. Lucius F. Robinson, of Counsel for the plaintiff in error.

220. Edward S. Richards, vs. Plff in Error, Michigan Central R.R. Co. The argument of this cause was commenced by Mr. John C. Clancy, of Counsel for the plaintiff in error, and continued by Mr. George S. Bryson, of Counsel for the defendant in error.

Wednesday, April 16th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol;

Present

The Honorable Melville W. Fuller, Chief Justice.
David J. Brewer
Henry B. Brown
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham
Joseph McKenna,
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Allan L. McDermott it is ordered that Walter Langdon McDermott, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. N. Hayden it is ordered that Ernest A. Bigelow, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf,

Tuesday, April 5th, 1892.

Pursuant to adjournment the Court met to-day at the Capitol.

Present:

The Honorable Melville W. Fuller, Chief Justice.
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

219. The Travelers Insurance Company, vs. Plff in Error, The State of Connecticut.

The argument of this cause was continued by Mr. Charles Phelps, of counsel for the defendant in error, and concluded by Mr. Lucius F. Robinson, of counsel for the plaintiff in error.

220. Edward S. Richards, vs. Plff in Error, Michigan Central R. R. Co.

The argument of this cause was commenced by Mr. John C. Clancy, of counsel for the plaintiff in error, and continued by Mr. George S. Bryson, of counsel for the defendant in error.

Wednesday, April 16th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice.
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Allan L. McDermott it is ordered that Walter Langdon McDermott, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. H. Hayden it is ordered that Ernest A. Bigelow, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf

Field K. Shinns, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

542. Ed. A. Reid, Plff in Error, vs. The People of the State of Colorado. On motion of Mr. William M. Springer, of counsel for the plaintiff in error, leave is hereby granted to withdraw the transcript of record in this cause for proper authentication.

220. Edward S. Richards, Plff in Error, vs. Michigan Central R. R. Co. The argument of this cause was continued by Mr. George S. Payson, of counsel for the defendant in error, and concluded by Mr. John C. Chaney, of counsel for the plaintiff in error.

222. Lucian Woodworth et al., Plffs in Error and Appts, vs. The Northwestern Mutual Life Insurance Co. This cause was argued by Mr. John N. Baldwin of counsel for the plaintiffs in error and appellants, and Mr. Howard Kennedy, Jr., of counsel for the defendant in error and appellee,

Wednesday, April 16th 1902, Continued.

38. J. Henrietta Hoffeld, Executrix, Appellant,
vs.
The United States.

This cause was argued by Mr. Robert Andrews of counsel for the appellant, and Mr. George Hines Gorman, of counsel for the appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, April 17th, 1902.

Pursuant to adjournment the Court met today at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice.
David J. Brewer
Henry B. Brown
George Shiras, Jr., Associate
Edward D. White, Justices.
Rufus W. Peckham
Joseph McKenna
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James M. Beck it is ordered that John R. L. Smith, Esquire, of Macon, State of Georgia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry M. Goldfogle it is ordered that Albert W. Venino, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Springer it is ordered that

Indian Territory, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

184. Clarence E. Collins, Plff in Error, vs. The State of New Hampshire. This cause was argued by Mr. William D. Guthrie, of counsel for the plaintiff in error, and Mr. Edwin G. Eastman, of counsel for the defendant in error.

185. James Darrance et al., Plffs in Error, vs. The State of Florida. This cause was argued by Mr. Isaac L. Russell, of counsel for the plaintiffs in error, and Mr. William B. Lamar, of counsel for the defendant in error.

224. The United States, Plff in Error, vs. Edward D. Steel, as Executor &c. This cause was argued by Mr. George Hines Gorman, of counsel for the plaintiff in error, and Mr. James Russell Soley, of counsel for the defendant in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, April 18th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Henry B. Brown
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal,
James A. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. C. W. Needham it is ordered that Alfred S. Austrian, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Drummond Kennedy it is ordered that Walter J. Moore and Edwin R. Leavitt, Esquires, of New York City, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

578. Joseph A. Nesbitt et al. vs. The United States et al. Appellants, This cause was submitted to the consideration of the Court on the record and a printed argument by Mrs. Belva A. Lockwood, of Counsel for the appellants, and leave was granted Counsel for the appellees to file a printed brief on or before the 21st instant.

227. Marcellus A. Lander, Treasurer &c. vs. The Mercantile National Bank of Cleveland. Appellant, Reargument of this cause was commenced by Mr. J. M. Sheets, of Counsel for the appellant, continued by Mr. W. W. Boynton, of Counsel for the appellee, and concluded by Mr. Smith W. Bennett, of Counsel for the appellant.

228. Edward S. Dreyer vs. The People of the State of Illinois. Plff in Error, This cause was argued by Mr. Alfred S. Austrian, of Counsel for the plaintiff in error, and submitted on printed arguments by Mr. H. J. Hamlin and Mr. Charles S. Deneen, of Counsel for the defendants in error.

No. 174. The Missouri, Kansas & Texas Railway Co. et al. vs. Fleffs in Error. H. A. Truskett.

The argument of this cause was commenced by Mr. James Hageman, of Counsel for the plaintiffs in error.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, April 21st, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Henry B. Brown
George Shiras, Jr.
Edward D. White,
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that Marion F. Wilson, Esquire, of Elko, State of Nevada, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. G. Dayton it is ordered that John Bassel, Esquire, of Clarksburg, State of West Virginia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf

Monday, April 21st, 1902, Continued.

Post, Esquire, of Grafton, State of West Virginia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George L. Sterling it is ordered that Ira A. Hare, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Heber J. May it is ordered that Samuel E. Darby, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. B. Browne it is ordered that La Roy B. Gove and James Keith Symmers, Esquires, of New York City, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

211. The United States, Appellant, vs. M. R. Tindall & J. Escobar. Appeal from the Court of Private Land Claims

the record from the Court of Private Land Claims and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Court of Private Land Claims in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Peckham.

(Mr. Justice Gray and Mr. Justice White took no part in the decision of this case.)

503. The United States, Appellant, vs. Lee Yen Gui. } On certificate from the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Second Circuit, and was argued by Counsel. On consideration whereof, It is the opinion of this Court that the question certified must be answered in the negative; Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Justice Harlan.

(Mr. Justice Gray did not hear the argument and took no part in the decision of this case.)

523. The United States, Appellant, vs. Joseph C. Finnell. Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by Counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Harlan.

Dissenting:
Mr. Justice Brown,
Mr. Justice White and
Mr. Justice Peckham.

(Mr. Justice Gray took no part in the decision of this case.)

600. Bunker Hill & Sullivan Mining and Concentrating Co., vs. Empire State-Idaho Mining and Developing Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that

608. Bunker Hill & Sullivan Mining & Concentrating Co., Petitioner, v. Empire State-Idaho Mining & Developing Co., et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Ninth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

625. The Central of Georgia Railway Company et al., Petitioners, v. The Charleston & Western Carolina Railway Co., et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

637. Samuel P. Train and George Storey Smith, trading as Train, Smith & Company, Petitioners, vs. The United States. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

639. J. A. Mayes, Petitioner, vs. Southern Railway Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

631. The United States, Petitioner, vs. The Guggenheim Smelting Company. On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Third Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Third Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

627. Mare Hubbert, Petitioner, vs. Campbellsville Lumber Company. On petition for a writ of Certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

162. The United States, Appt, vs. The California & Oregon Land Co.
163. The California & Oregon Land Co, Appt, vs. The United States.

It is ordered by the Court that these Cases be, and they are hereby, restored to the docket for reargument before a full bench.

Per Mr. Chief Justice Fuller.

220. Edward S. Richards, Plff in Error, vs. Michigan Central Railroad Company. In Error to the Circuit Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

The State of Washington, Complainant, vs. Northern Securities Company, Great Northern Railway Company, & Northern Pacific Railway Company. On consideration of the motion for leave to file the bill of complaint herein, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by

hereby granted, and that a subpoena returnable on Monday, October 13th, 1902, be issued and served herein.

Per Mr. Chief Justice Fuller.

645. Homer Bird, Plff in Error, vs. The United States. Mr. Solicitor General, Richards, of counsel for the defendant in error, submitted to the consideration of the Court a motion to advance this cause.

635. The Louisville & Nashville Railroad Company, Petitioner, vs. George W. Ellison. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. H. H. Ingersoll and Mr. A. W. Bruce, in support of the same.

653. The First National Bank of Louisville, et al. Petitioners, vs. Thomas C. Kindman. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Alexander Pope Humphrey and Mr. John L. Dodd in support of the same, and Mr. Augustus E. Willson and Mr. Edward J. McDermott, in opposition thereto.

647. R. N. Sameon, Administrator &c., Petitioner, vs. Southern Railway Company. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Heber J. May, Mr. Pulley R. Cornick, and Mr. Edward T. Sanford, in support of the same, and leave was granted counsel for respondent to file brief in opposition thereto on or before Friday next.

652. George P. Harding, Petitioner vs. Cynthia C. Hart et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. A. A. Hochling, Jr., in support of the same, and Mr. Frederic Ullman and Mr. D. J. Schuyler, in opposition thereto.

651. Frank H. Munn, Claimant &c., Petitioner, vs. Robert B. Baker, Owner &c. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. James J. Macklin, in support of the same, and Mr. Harrington Putnam, Mr. James E. Carpenter, Mr. Samuel Park, and Mr. James K. Symmers, in opposition thereto.

238. The Savannah, Thunderbolt & Isle of Hope Railway of Savannah, Georgia, Plff in Error, vs. The Mayor & Aldermen of the City of Savannah. } In Error to the Supreme Court of the State of Georgia.

This cause having been called to the attention of the Court by Mr. George A. King, of counsel, for the plaintiff in error, and he having moved the Court to dismiss the writ of error in this cause, Therefore, in pursuance of said motion, It is now here ordered & adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed, with costs.

(Per Mr. Chief Justice Fuller.)

6, Original. The State of Missouri, Complainant, vs. The State of Nebraska. } On motion of Mr. D. A. DeArmond, in behalf of counsel, leave is hereby granted to file replication of complainant to answer of defendant and answer of complainant to cross-bill of defendant.

233. The Clarksburg Electric Light Company vs. The City of Clarksburg, Thomas M. Jackson, A. W. Jacobs et al.

In Error to the Supreme Court of Appeals of the State of West Virginia.

This cause having been called to the attention of the Court by Mr. John Bassel, of counsel for the plaintiff in error, and he having moved the Court to dismiss the writ of error in this cause, Therefore, in pursuance of said motion, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Fuller.

617. George B. Rommel et al., vs. Appellants, The County Court of Barbour County et al.

Mr. John Bassel submitted to the consideration of the Court a motion to advance this cause and leave was granted Mr. Melville D. Post to file brief in opposition thereto on or before Friday next.

576. Aaron Hall, vs. Appellant, Addison Johnson, Appellee.

The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by

Mr. Charles Haldane and Mr. Frank S. Black, in opposition thereto.

229. The Missouri, Kansas & Texas Railway Co. et al. Plffs in Error, vs. N. A. Russell.

Reargument of this cause was continued by Mr. James Hagerman, of counsel for the plaintiffs in error, and Mr. S. M. Porter, of counsel for the defendant in error, and concluded by Mr. James Hagerman, of counsel for the plaintiffs in error.

230. The Southwestern Coal & Improvement Co., et al., Appellants, vs. Ingram G. McBride et al.

This cause was argued by Mr. James Hagerman, of counsel for the appellants.

No counsel appeared for the appellees.

53. A. St. Corbus, Appt, vs. The Alaska Treadwell Gold Mining Co.
71. Charles Stewart, Appt, vs. The Washington & Alaska Steamship Co.
139. The Pacific Steam Whaling Co, Appt, vs. The United States,
155. The Pacific Coast Steamship Co, Appt, vs. The United States.
156. " " " " " " " " " "
157. " " " " " " " " " "

It is ordered by the Court that these cases be, and they are hereby, continued until the next term.

187. Lee Lung, Appellant, vs. S. L. Patterson, Collector &c. This cause was argued by Mr. John A. Mitchell, of counsel for the appellant, and submitted on a printed argument by Mr. Assistant Attorney General Hoyt, of counsel for the appellee.

240. The Security Trust Co., as Administrator &c., Plaintiff in Error, vs. William A. Dent, Receiver &c. On motion of Mr. E. S. Durment, of counsel for the plaintiff in error, It is ordered by the Court that this cause be, and the same is hereby, advanced to be heard with case No. 232, as one case.

232. The Security Trust Co., as Administrator &c., Petitioner, vs. The Black River National Bank of Lowville. The argument of these cases was commenced by Mr. E. S. Durment, of counsel for the petitioner and plaintiff in error.

240. The Security Trust Co., as Administrator &c., Plaintiff in Error, vs. William A. Dent, Receiver &c.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, April 22d, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown, Associate
George Shiras, Jr., Justices
Edward D. White
Rufus W. Peckham
Joseph McKenna,
John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John G. Johnson it is ordered that Edward Hyman Blane, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Henry M. Teller it is ordered that A. W. Linnard, Esquire, of Pueblo, State of Colorado, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George F. Hoar it is ordered that Alfred S. Hayes, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

232. The Security Trust Co., as Administrator &c., Petitioner, vs. The Black River National Bank of Lowville. The argument of these cases was continued by Mr. E. S. Dumont, of counsel for the petitioner and plaintiff in error, and Mr. E. C. Stringer, of counsel for the respondent and defendant in error, and concluded by Mr. E. S. Dumont, of counsel for the petitioner and plaintiff in error.

240. The Security Trust Co., as Administrator &c., Plff in Error, vs. William N. Dent, Receiver &c.

231. Christian Schwartz et al., Petitioners, vs. John S. Dees et al. The argument of this cause was commenced by Mr. George Shiras, 2d, of counsel for the petitioners, and continued by Mr. D. T. Watson, of counsel for the respondents.

Proclamation being made the Court is adjourned

Wednesday, April 23d, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown Associate
George Shiras, Jr., Justices.
Edward D. White
Rufus W. Peckham
Joseph McKenna

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George L. Sterling it is ordered that Charles C. Paulding, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The Chief Justice announced that the call of the docket would be suspended on Friday, May 2d next; that the Court would take a recess from Monday, May 5th to Monday, May 19th, and from Monday, May 19th to Monday, June 2d, on which day it would adjourn for the term.

578. Joseph A. Nesbitt et al, Appellants, vs. The United States et al. On motion of Mr. H. A. Robason leave is hereby granted him to file an additional brief herein on behalf of the appellants.

231. Christian Schwartz et al, Petitioners, vs. John S. Deas et al. The argument of this cause was continued by Mr. D. T. Watson, of counsel for the respondents, and concluded by Mr. S. Schoyer, of counsel for the petitioners.

234. The New York Central & Hudson River R.R. Co. et al., Plffs in Error, vs. The City of New York. The argument of this cause was commenced by Mr. Ira A. Place, of counsel for the plaintiffs in error, and continued by Mr. George L. Sterling, of counsel for the defendant in error, and Mr. Thomas Emery, of counsel for the plaintiffs in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, April 7th, 1904.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk

Proclamation being made the Court is opened

On motion first made to the Court in this behalf by Mr. B. S. Rodey it is ordered that N. C. Brome, Esquire, of Omaha, State of Nebraska, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis Marshall it is ordered that Frank D. Pavey, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The New York Central & Hudson River R.R. Co., et al., vs. Plffs in Error, The City of New York. (Plaintiffs in error.)

231. The argument of this cause was concluded by Mr. Thomas Emery, of counsel for the.

Stephen Otis et al., vs. Plffs in Error, E. A. Parker.)

236. This cause was argued by Mr. John G. Johnson, of counsel for the plaintiffs in error, and submitted on a printed argument by Mr. John A. Miller, of counsel for the defendant in error.)

The Farmers Loan & Trust Company, Trustee, vs. Petitioner, The Penn Plate Glass Co., et al.

180. The argument of this cause was commenced by Mr. Herbert B. Turner, of counsel for the petitioner, and continued by Mr. Louis Marshall, of counsel for the respondents, and Mr. John G. Johnson, of counsel for the petitioner.)

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, April 23d. 1903.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice.
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

William A. Moses, Harry C. Moses, and Arthur C. Moses, Administrators of the estate of William B. Moses, deceased, Plffs in Error, vs. The United States. — In Error to the Court of Appeals of the District of Columbia.

543.

This cause having been called to the attention of the Court by Mr J. J. Darlington, of Counsel for the plaintiffs in error, and he having moved the Court to dismiss the writ of error in this cause, Therefore, in pursuance of said motion, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed.

180. The Farmers' Loan & Trust Company, Trustee, vs. Petitioner, The Penn Plate Glass Co., et al. — Rearguments of this Cause was concluded by Mr. John G. Johnson, of Counsel for the petitioner.

191. Brainard H. Warner et al., vs. Appellants, Lily Alys Godfrey. — The argument of this Cause was commenced by Mr. J. J. Darlington, of Counsel for the appellants, continued by Mr. John G. Johnson, of Counsel for the appellee, and concluded by Mr. William F. Mattingly, of Counsel for the appellants.

237. Louis Beyer, vs. Appellant, Caroline Le Fevre. — The argument of this Cause was commenced by Mr. Henry E. Davis, of Counsel for the appellant, and continued by Mr. Clayton E. Emig, of Counsel for the appellee.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, April 28th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Melville W. Fuller, Chief Justice
John M. Harlan
Henry B. Brown
George Shiras, Jr.
Edward D. White,
Rufus W. Peckham
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Richards it is ordered that E. H. Crowder, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James M. Beck it is ordered that Irving P. Wanger, Esquire, of Norristown, and A. S. L. Shields, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

604. The United States, Appellant, vs. Alonzo J. Van Dyzee. Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims with instructions to render judgment for the United States.

Per Mr. Justice White.

109. The United States, Appellant, vs. A. A. Green, R. R. Richardson, Colin Cameron, William C. Jones et al. Appeals from the Court of Private Land Claims.

129. Harvey L. Christie and Colin Cameron, Appellants, vs. The United States.

This cause came on to be heard on the transcripts of the record from the Court of Private Land Claims, on separate appeals, and was argued by counsel. On consideration whereof, It is now here ordered adjudged, and decreed by this Court that the decree of the said Court of Private Land Claims in this cause

255. The City of Covington, Kentucky, and John H. Middendorf, Assessor of the City of Covington, vs. Appellants, The First National Band of Covington, Kentucky. } Appeal from the Circuit Court of the United States for the District of Kentucky.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kentucky, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Kentucky.

Per Mr. Justice White.

617. George B. Rommel et al., vs. Appellants, The County Court of Barbour County et al. } On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

645. Homer Bird, Plff in Error, vs. The United States. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is, hereby, granted, and the cause assigned for argument on Tuesday, October 14th next.

per Mr. Chief Justice Fuller.

635. The Louisville & Nashville Railroad Company, Petitioner, vs. George W. Ellison. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Sixth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

647. R. A. Sansom, Administrator of the estate of James J. Conran, deceased, Petitioner, vs. Southern Railway Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of-

Court of Appeals for the Sixth Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition, be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

651. Jean B. H. Munn, Claimant of the Steam Tug "Sea King", Petitioner, vs. Robert B. Baker, Owner of the Barge "Samuel E. Spring" &c., et al.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby denied.

Per Mr. Chief Justice Fuller.

653. The First National Bank of Louisville and C. B. Sullivan, Petitioners, vs. Thomas C. Hindman.

On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit

argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.)

Per Mr. Chief Justice Fuller.

652. George F. Harding, Petitioner, vs. Cynthia C. Hart, John S. Hunt et al. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

(Mr. Justice Brown took no part in the disposition of this application.)

929. The Missouri, Kansas & Texas Railway Company et al., Plffs in Error, vs. H. A. Trueblood. In Error to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit and was ar-

It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be and the same is hereby affirmed with costs; And that this cause be, and the same is hereby, remanded to the United States Court for the Northern District of the Indian Territory.

Per Mr. Chief Justice Fuller.

514. The Territory of Hawaii, Appellant, vs. Oaaki Mandichi. It is ordered by the Court that this cause be, and the same is hereby, restored to the docket for oral argument before a full bench.

Per Mr. Chief Justice Fuller.

576. Aaaron Hall, Appellant, vs. Addison Johnson, Agent Warden of the State Prison of the State of New York, at Sing Sing, New York. Appeal from the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and on motions to dismiss or affirm which were argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the order of the said Circuit Court in

576. Aaron Hall, Appellant, vs. Addison Johnson, Agent &c. It is ordered by the Court that the mandate in this cause be issued at once.

Per Mr. Chief Justice Fuller.

547. The United States, Appt. vs. Wm. T. Sampson, Rear Admiral &c.
654. The United States, Appt. vs. George Dewey, Admiral &c.
655. George Dewey, Admiral &c., Appt. vs. The Don Juan de Austria, et al
656. Edwin F. Atwell &c., Appt. vs. George Dewey, Admiral &c.

On motion of Mr. Solicitor General Richards, It is ordered by the Court that these cases be, and they are hereby, advanced and assigned for argument on Monday, October 20th next, after the cases heretofore assigned for that day.

642. Simeon D. Fess, Appellant, vs. John A. Shine, U.S. Marshal &c. Mr. Solicitor General Richards, of counsel for the appellee, submitted to the consideration of the Court a motion to advance this cause.

245. Henry L. Ward, Treasurer &c., Petitioner, vs. Edward Joslin. Mr. J. S. N. Trunk, of counsel for the respondent, suggested the death of Edward Joslin, the respondent herein, and moved the Court to make Hiram Blake and Wallace L. Mason, Executors of the said Edward Joslin, the parties re-

ordered by the Court that the said Miram Blake and Wallace L. Mason, Executors of Edward Jorlin, deceased, be, and they are hereby, made the parties respondents in this cause.)

314. The Northern Central Railway Company, Plff in Error, vs. Joshua W. Hering, Comptroller, et al. The motions to dismiss or affirm in this cause were submitted to the consideration of the Court on the record and printed arguments by Mr. A. S. Worthington and Mr. Isidor Rayner, in support of the same, and Mr. Wayne MacVeagh, Mr. Frederic D. McKenney, Mr. John L. Donaldson, in opposition thereof.

11, Original. The State of South Dakota, Complainant, vs. The State of North Carolina et al. On motion of Mr. Thomas H. Clark, in behalf of counsel for the complainant, leave is hereby granted to file the replication of the complainant to the answer of the State of North Carolina herein.

614. Seymour Lumber Co. et al., Petitioners, vs. Thomas J. Carling. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments

same, and Mr. A. O. Bacon, Mr. Washington Dodge, and Mr. Nathaniel C. Harris, in opposition thereto.

258. Alice R. Mosheuvel et al., vs. Plffs in Error, The District of Columbia. On motion of Mr. Frederic D. McKenney, in behalf of Counsel, It is ordered by the Court that this cause be, and the same is hereby, continued until the next term, per stipulation of Counsel.

636. The Guaranty Trust Co. of New York, vs. Petitioner, Frederick Grotrian Jr. et al. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Frederic D. McKenney and Mr. Julien T. Davies, in support of the same, and Mr. James B. Dill and Mr. Arthur J. Baldwin, in opposition thereto.

648. The Barr Car Company, vs. Petitioner, Chicago & Northwestern Railway Company. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. A. N. Low and Mr. John H. Munday, in support of the same, and Mr. George H. Howard and Mr. George S. Payson, in opposition thereto.

Monday, April 29th, 1907, Continued.

657. John B. Fourgeaud et al., Petitioners, v. The Marine Insurance Company (Limited) of London. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. Frank S. Bright and Mr. Harvey D. Goulder, in support of the same.

237. Louis Beyer, Appellant, v. Caroline LeFevre. The argument of this cause was continued by Mr. Clayton E. Emig and Mr. Charles Fox, of counsel for the appellee, and concluded by Mr. Franklin K. Mackey, of counsel for the appellant.

502. Fred Hardy, Plaintiff in Error, v. The United States. This cause was submitted to the consideration of the Court on the record and a printed argument by Mr. Solicitor General Richard S., of counsel for the defendant in error, with leave to counsel for the plaintiff in error to file a brief within two weeks.

572. Solomon Hotema, Plaintiff in Error, v. The United States. This cause was submitted to the consideration of the Court on the record and a printed argument by Mr. Assistant Attorney

error, with leave to counsel for the plaintiff in error to file a brief within two weeks.

610. A. H. McClaughry, Mandamus,
vs. Appellant,
Peter C. Deming.

The argument of this cause was commenced by Mr. E. K. Crowder, of counsel for the appellant, and continued by Mr. James H. Hayden, of counsel for the appellee.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Tuesday, April 29th. 1902.

Pursuant to adjournment the Court met to-
y at the Capitol.

Present:

e Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras, Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna,
Associate Justices

John M. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf
by Mr. H.C. Smith it is ordered that Thornton
Dixon, Esquire, of Dundee, and Burton L.
Hart, Esquire, of Morenci, State of Michigan,
be admitted to practice as attorneys and Coun-
sellors of this Court and they were sworn
accordingly.

On motion first made to the Court in this behalf by
Mr. J. N. Hayden it is ordered that David W.
Fairleigh, Esquire, of Louisville, State of Ken-
tucky, be admitted to practice as an attorney
and counsellor of this Court and he was sworn
accordingly.

610. R. H. McClaughry, Warden &c., v. Appellant, Peter C. Deming. The argument of this cause was continued by Mr. James A. Hayden, of counsel for the appellee, and concluded by Mr. E. A. Crowder, of counsel for the appellant.

243. John E. Hanifen, trading as John E. Hanifen & Co., v. Petitioner, Edward N. Price et al. This cause was argued by Mr. W. P. Preble, Jr., of counsel for the petitioner, and Mr. Edmund Wetmore, of counsel for the respondents.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, April 30th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol,

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John N. Wright, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. G. Bromberg it is ordered that Clement A. Coffin, Esquire, of Lynn, State of Massachusetts, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. S. Pibbets it is ordered that Thomas S. Allen, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an attorney and Counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by

Esquire, of Keene, State of New Hampshire, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

6, Original. The State of Missouri, Complainant, vs. The State of Nebraska. On motion of Mr. F. N. Prout, of counsel for the defendant, leave is hereby granted to file the replication of the defendant to the answer of the complainant to the cross-bill of the defendant herein.

260. The Ohio National Bank of Washington, Appellant, vs. Central Construction Company. Appeal from the Court of Appeals of the District of Columbia.

This cause having been called for hearing in its regular order, and it appearing to the Court that the parties have failed to print the transcript of the record, It is, therefore, in pursuance of the tenth rule of this Court, now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed, with costs.

Per Mr. Chief Justice Fuller.

Wednesday, April 30th, 1907, Continued:

245. Henry L. Ward, Treasurer &c., Petitioner, vs. Hiram Blake & Wallace L. Mason, Executors of Edward Jarlin, dec'd. This cause was argued by Mr. William Reed Bigelow, of Counsel for the petitioner and Mr. John S. H. Fiske, of counsel for the respondents.

247. F. S. Bowler, Managing Owner &c., Appellant, vs. The United States. The argument of this cause was commenced by Mr. G. Hulick Wardner, of counsel for the appellant, and continued by Mr. Assistant Attorney General Beck, of counsel for the appellee, and Mr. Eugene P. Carver, of counsel for the appellant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, May 1st, 1902.

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable John M. Harlan,
David J. Brewer,
Henry B. Brown,
George Shiras, Jr.,
Edward D. White,
Rufus W. Peckham,
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. E. C. Goodwin it is ordered that Charles F. Tatman, Esquire, of Worcester, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly. 150.

On motion first made to the Court in this behalf by Mr. C. E. S. Wood it is ordered that Thomas D. Rambaut, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly. 247.

On motion first made to the Court in this behalf by Mr. Robert J. Fisher it is ordered that Frederick 256.

270.

or K. be admitted to practice as an attorney and
nsellor of this Court and he was sworn accord-
gly.

n motion first made to the Court in this behalf
y Mr. Joseph W. Bailey it is ordered that Gustav
. Fitzhugh, Esquire, of Memphis, State of
ennessee, be admitted to practice as an
ttorney and counsellor of this Court and
e was sworn accordingly.

The United States, Appellant,
vs.
Charles Borcherling, Receiver.

On motion of Mr. Frank W. Hackett, of counsel for the appellee, leave is hereby granted the Clerk to issue the mandate in this cause.)

W. S. Bowker, Managing Owner &c., Appellant,
vs.
The United States.

The argument of this cause was concluded by Mr. Eugene S. Carver, of counsel,

for the appellant.

The Kennedy Mining & Milling Co., Plff in Error,
vs.
The Argonaut Mining Co.

The Kennedy Mining & Milling Co., Plff in Error,
vs.

These cases were argued by Mr. John Garber, of counsel for the plaintiff in error,

Thursday, May 1st, 1902, Continued.

Lindley, of Counsel for the defendant in error.

250. The Pine River Logging & Improvement Co., et al., vs. The United States. Pltffs in Error, Plaintiffs in error.

The argument of this cause was commenced by Mr. A. S. Worthington, of Counsel for the

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Friday, May 2d, 1902.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
Henry B. Brown
George Shiras, Jr.,
Edward D. White
Rufus W. Peckham
Joseph McKenna
Associate Justices.

John M. Wright, Esquire, Marshal,
James A. McKenney, Clerk.

Proclamation being made the Court is opened.

S. D. Hatfield et al.,
vs. Appellants,
Henry C. King.

Mr. Holmes Conrad submitted to the consideration of the Court a motion to correct the decree of this Court in this cause.

Thomas P. Kennard,
vs. Plff in Error
The State of Nebraska.

On motion of Mr. A. S. Tibbets, of Counsel for the plaintiff in error leave is hereby granted to file an addition to the transcript of record herein, per stipulation of counsel.

Henry C. Brown, Receiver, et al.,
vs. Appellants,

This cause was submitted to the consideration of

the Court on the record and printed ar
ments by Mr. James H. Brown, of coun
for the appellants, and Mr. A. H. Ora
of counsel for the appellees.

250. The Pine River Logging & Improvement Co., et al., Plffs in Error, vs. The United States.

This cause was argued by counsel and submitted by counsel for the plaintiffs in error, and Mr. J. E. Stuyker, of counsel for the defendant in error, and concluded by Mr. A. S. Worthington, of counsel for the plaintiffs in error.

249. The United States, Appellant, vs. Austin Nicholls & Co.

This cause was submitted to the Court on the consideration of the record and printed arguments by Mr. Assistant Attorney General Hoyt, of counsel for the appellant, and Mr. Albert Comstock, of counsel for the appellees.

261. Thomas P. Kennard, Plff in Error, vs. The State of Nebraska.

This cause was submitted to the Court on the consideration of the record and printed arguments by Mr. A. S. Tu of counsel for the plaintiff in error, and M. Grout, of counsel for the defendant in

leave was granted Counsel for the plaintiff in error to file an additional brief within two weeks.

252 J. M. Robinson & Co. vs. Ruffin Error, J. C. Bilt et al.

This cause was argued by Mr. David Goldsmith, of Counsel for the plaintiffs in error. No Counsel appeared for the defendants in error.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer,
Henry B. Brown
George Shiras, Jr.,
Edward D. White.
Rufus W. Peckham
Joseph McKenna,
Associate Justices.

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. J. Beveridge, it is ordered that Leon O. Bailey, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly. 590.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that Arthur E. Parsons, Esquire, of Syracuse, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

a motion first made to the Court in this behalf
of Mr. Moses E. Clapp it is ordered that Robert
Taylor, Esquire, of Kasson, and Wesley A. Sperry,
Esquire, of Owatonna, State of Minnesota, be
admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf
of Mr. R. E. Doan it is ordered that Jesse W.
Dill, Esquire, of Windsor, State of Illinois,
be admitted to practice as an attorney and
counsellor of this Court and he was sworn accordingly.

The New Orleans Water Works Company, Plaintiff in Error, vs. The State of Louisiana, ex rel. The City of New Orleans et al. } In Error to the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and on motions to dismiss or affirm which were argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby dismissed for the want of jurisdiction.

Per Mr. Justice [illegible]

222. Lucian Woodworck, Frank A. Brown and George N. Clayton, v. Appts. in Error & Appts. The Northwestern Mutual Life Insurance Company. On certificate from the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel. On consideration whereof, It is the opinion of this Court that the question certified must be answered in the affirmative. Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Justice White.

(Mr. Justice Harlan and Mr. Justice Brewer took no part in the decision of this cause.)

17.

373. Excelsior Wooden Pipe Company, Appellant, v. Pacific Bridge Company and Charles P. Allen. Appeal from the Circuit Court of the United States for the District of Washington.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Washington, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed

ment in this cause be, and the same is hereby,
reversed with costs; and that this cause be,
and the same is hereby, remanded to the said
Circuit Court for further proceedings consistent
with the opinion of this Court.

Per Mr. Justice Brown.

(Mr. Justice Gray did not sit in this case, or
participate in the decision.)

The Carnegie Steel Company, Limited, Petitioner, vs. The Cambria Iron Company. On writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit.

This cause came on to be heard on the transcript
of the record from the United States Circuit Court
of Appeals for the Third Circuit, and was argued
by counsel. On consideration whereof, It is
now here ordered, adjudged, and decreed by
this Court that the decree of the said United
States Circuit Court of Appeals in this cause
be, and the same is hereby, reversed with
costs; and that this cause be, and the same
is hereby, remanded to the Circuit Court of
the United States for the Western District of
Pennsylvania for further proceedings con-
sistent with the opinion of this Court.

Per Mr. Justice Brown.

Dissenting: Mr. Justice White,
Mr. Chief Justice Fuller,
Mr. Justice Harlan,
Mr. Justice Brewer.

219. The Travelers' Insurance Company, Aff'm in Error, vs. The State of Connecticut. } In Error to the Supreme Court of Errors of the State of Connecticut.

This cause came on to be heard on the transcript of the record from the Supreme Court of Errors of the State of Connecticut, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court of Errors in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brewer.

(Mr. Justice Harlan did not hear the argument and took no part in the decision of this case.)

165. 4, Original. The State of Minnesota, Complainant, vs. Ethan Allen Hitchcock, Secretary of the Interior, and Binger Hermann, Commissioner of the General Land Office. } In Equity.

This cause came on to be heard on the bill of complaint, answer, and an agreed statement of facts, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the said bill of complaint be, and the same is

eby, dismissed with costs.

(Per Mr. Justice Brewer.)

Mr. Justice Gray did not hear the argument and took no part in the decision of this case.)

The Fidelity Mutual Life Association of Philadelphia, Plff in Error, vs. Jennie M. Mettler. In Error to the Circuit Court of the United States for the Northern District of Texas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Texas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs, and interest thereon at the same rate per annum that similar judgments bear in the Courts of the State of Texas.

(Per Mr. Chief Justice Fuller.)

Dissenting:
Mr. Justice Harlan and Mr. Justice Brown.
(Mr. Justice Brewer concurred in the judgment.)

478. Fok Young Yo, Appellant vs. The United States. Appeal from the District Court of the United States for the Northern District of California. 636.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of California, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the order of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Fuller.

Dissenting: Mr. Justice Brewer and Mr. Justice Peckham.

482. Lee Gon Yung, Appellant vs. The United States. Appeal from the Circuit Court of the United States for the Northern District of California. 648.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of California, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the order of the said Circuit Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Fuller.

Dissenting:

The Guaranty Trust Company of New York, Petitioner, vs. Frederick Grotrian, Jr. and James Smiles. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

In consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

The Bare Car Company, Petitioner, vs. Chicago & Northwestern Railway Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

In consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

Seymour Lumber Company et al., Petitioners, vs. Thomas J. Carling. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

654.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

John B. Fairgrieve, Hugh Fairgrieve and James K. Muir, Petitioners, vs. The Marine Insurance Company, Limited, of London. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

657.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel in support of the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

642. Simeon S. Grin, Appellant vs. John H. Shine, U.S. Marshal &c. On consideration of the motion to advance this cause, It is now ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument on Tuesday, October 14th next, after the case heretofore assigned, for that day.

Per Mr. Chief Justice Fuller.

6, Original. The State of Missouri, Complainant, vs. The State of Nebraska. On consideration of the stipulation of counsel herein as to the appointment of Commissioners to take testimony pertinent to the issues in this cause, It is now here ordered by the Court that Mr. Alfred Hazlett and Mr. John H. Haliburton be, and they are hereby, appointed as such Commissioners to take testimony as aforesaid and report the same to this Court in due course.

Per Mr. Chief Justice Fuller.

236. Stephen Otis et al. Plffs in Error, vs. E. A. Parker. It is ordered by the Court that this cause be, and the same is hereby, restored to the docket for reargument before a full bench.

Per Mr. Chief Justice Fuller.

Henry C. Brown, devisee; Henry C. Brown Executor of the estate of Jane C. Brown, deceased, et al., Appellants, vs. The City of Denver, and Charles S. Elder, County Treasurer &c. — Appeal from the Circuit Court of the United States for the District of Colorado.

764.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Colorado, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed at the costs of the appellants; And that this cause be, and the same is hereby, remanded to the said Circuit Court with instructions to dismiss the bill at complainants' costs for want of jurisdiction.

Per Mr. Chief Justice Fuller.

The Northern Central Railway Company, Plaffin Error, vs. Joshua W. Hering, Comptroller of the State of Maryland, et al. — In Error to the Court of Appeals of the State of Maryland.

314.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State

affirm which were argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

211. The United States, Appt, vs. M. R. Pennell et al.
109. The United States, Appt, vs. A. A. Green et al.
129. Harvey L. Christie et al, Appts, vs. The United States.

On motion of Mr. Solicitor General Richards leave is hereby granted the Clerk to issue the mandates in these cases.

584. Mutual Reserve Fund Life Association, vs. James S. Phelps et al.

Appellant.

Mr. J. S. Flannery, in behalf of Counsel, submitted to the consideration of the Court a motion to advance this cause.

11, Original. The State of South Dakota, vs. The State of North Carolina et al.

Complainant.

Mr. Thomas H. Clark, in behalf of Counsel for the Complainant, submitted to the consideration of the Court a motion for leave to take testimony in this cause.

Monday, May 5th, 1902, Continued.

585. The Board of Commissioners of Stanly County et al, Petitioners, vs. N. N. Coler & Company. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. James E. Shepherd, Mr. A. C. Avery, and Mr. C. M. Busbee, in support of the same, and Mr. Charles Price, Mr. John P. Dillon, Mr. John M. Dillon, and Mr. Harry Hubbard, in opposition thereto.

665. William H. Patton, Petitioner, vs. Southern Railway Co. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Theodore F. Davidson, in support of the same, and Mr. Charles Price, in opposition thereto.

666. Robert E. Downs, Petitioner, vs. The United States. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Ernest A. Bigelow, in support of the same, and Mr. Solicitor General Richards, in opposition thereto.

599. The First National Bank of Denver et al., Appellants, vs. John P. Klug et al.,

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Charles J. Greene and Mr. R. H. Breckenridge, of counsel for the appellants, and Mr. John F. Shafroth, of counsel for the appellees.

673. Columbian Equipment Co., Petitioner, vs. Mercantile Trust & Deposit Co.

The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Henry D. Hotchkiss, in support of the same, and Mr. A. H. Taylor and Mr. C. P. Leech, Jr., in opposition thereto.

523. The United States, Appellant, vs. Joseph C. Pinnell,

On motion of Mr. Assistant Attorney General Pradt, of counsel, for the appellant leave is hereby granted the Clerk to issue the mandate in this cause.

669. Thomas P. Taylor, Petitioner, vs. Reddin N. Parramore.

The petition for a writ of certiorari herein was submitted to the consideration of

Henderson and Mr. J. Edgar Bull, in support of the same, and Mr. Edwin H. Brown and Mr. James A. Hudson, in opposition thereto.

Proclamation being made the Court is adjourned until Monday the nineteenth instant, at twelve,

Monday, May 19th, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present,

The Honorable Melville W. Fuller, Chief Justice,
John M. Harlan
David J. Brewer
Henry B. Brown
George Shiras Jr.
Edward D. White
Rufus W. Peckham
Joseph McKenna
} Associate Justices

John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Henry M. Hoyt it is ordered that James G. Blaine, Esquire, of Paterson, State of New Jersey, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Willis Van Devanter it is ordered that Joseph G. Pratt, Esquire, of Honolulu, Territory of Hawaii, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. L. Rawlins it is ordered that James A. Moyle, Esquire, of Salt Lake City, State of Utah, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George N. Lamar it is ordered that James A. Halloran, Esquire, of Norwood, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. R. Mann it is ordered that Gabriel J. Norden, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Price it is ordered that Theo. F. Klutts, Esquire, of Salisbury, State of North Carolina, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

208. Frederick Williams, Petitioner vs. George C. Gaylord, Charles E. Maddrill and Dwight T. Kolfe. } On writ of certiorari to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by Counsel On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby remanded to the Circuit Court of the United States for the Northern District of California.

Per Mr. Justice McKenna.

(Mr. Justice Harlan concurred in the judgment.)

578. Joseph A. Nesbitt and Charles A. Moore, vs. The United States and The Sioux Indians. } Appellants, Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by Counsel. On consideration

judged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

Per Mr. Justice McKenna.

189. Lee Lung, Appellant, vs. J. L. Patterson, Collector of Customs for the Port of Portland, Oregon. Appeal from the District Court of the United States for the District of Oregon.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Oregon, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the order of the said District Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice McKenna.

Dissenting:
Mr. Justice Brewer and
Mr. Justice Peckham.
(Mr. Justice Gray took no part in the decision of this case.)

215. E. Bement & Sons, Plaintiff in Error, vs. The National Harrow Company. In Error to the Supreme Court of the State of New York.

of the record from the Supreme Court of the State of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Peckham.

(Mr. Justice Harlan, Mr. Justice Gray, and Mr. Justice White did not hear the argument and took no part in the decision of this case.)

No. 28. The United States, Plaintiff in Error, vs. The Copper Queen Consolidated Mining Company. In Error to the Supreme Court of the Territory of Arizona.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Arizona, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Peckham.

610. P. W. McClaughry, as Warden of the United States Penitentiary at Fort Leavenworth, Kansas, Appellant, vs. Peter C. Deming. Appeal from the Circuit Court of the United States for the District of Kansas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kansas, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the order of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Peckham,

Dissenting:

Mr. Chief Justice Fuller and Mr. Justice McKenna.

(Mr. Justice Gray and Mr. Justice Brewer did not hear the argument and took no part in the decision of this case.)

230. The Southwestern Coal & Improvement Company et al., Appellants, vs. Hyram L. McBride, and J. A. Kendall, as Administrator of the Estate of G. G. Kendall, deceased. Appeal from the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript

of Appeals for the Eighth Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the United States Court for the Central District of the Indian Territory.

Per Mr. Justice White.

487. Thomas Swafford, Plff in Error, vs. N. A. Templeton and S. N. Pearey. In Error to the Circuit Court of the United States for the Eastern District of Tennessee.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Tennessee, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice White.

217. W. P. A. McFaddin in his own right, and W. P. A. McFaddin & James A. McFaddin, Executors of William McFaddin, deceased, Plffs in Error, vs. Evans-Snider-Buel Company et al. — In Error to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Eighth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the United States Court for the Northern District of the Indian Territory.

Per Mr. Justice Shiras.

(Mr. Justice Gray and Mr. Justice White took no part in the decision of this case.)

72. The Steamship "Styria", Antonio G. Scopinich, Claimant, Petitioner, vs. James L. Morgan et al. — On writs of Certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of

by Counsel. On consideration whereof, It is hereby ordered, adjudged, and decreed by this Court that the decrees of the District Court of the United States for the Southern District of New York and of the said United States Circuit Court of Appeals in this cause sustaining the libel be, and the same are hereby, reversed, and the decree of the said Circuit Court of Appeals reversing the decree of the District Court of the United States for the Southern District of New York dismissing the cross-libel be, and the same is hereby, affirmed, costs in this Court to be paid by Morgan et al.; and that this cause be, and the same is hereby, remanded to the said District Court with directions to take further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Shiras.

73. The Steamship "Styria", Antonio G. Scopinich, Claimant, Petitioner, vs. Schuyler L. Parsons. } Appeal & Cross-writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decrees of the District Court

New York and of the said United States Circuit Court of Appeals in this cause sustaining the libel be, and the same are hereby, reversed, and the decree of the said Circuit Court of Appeals reversing the decree ~~of the said Circuit Court of Appeals reversing the decree~~ of the District Court of the United States for the Southern District of New York dismissing the cross-libel be, and the same is hereby, affirmed, costs in this Court to be paid by Schuyler L. Parsons; and that this cause be, and the same is hereby, remanded to the said District Court with directions to take further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Shiras.

74. The Steamship "Styria", Antonio G. Scopinich, Claimant, vs. Alfred S. Malcolmson. Petitioner, On writ & cross-writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decrees of the District Court of the United States for the Southern District of New York and of the said United States Circuit Court of Appeals in this cause sustaining the libel be,

of the said Circuit Court of Appeals reversing the decree of the District Court of the United States for the Southern District of New York dismissing the cross-libel be, and the same is hereby, affirmed, costs in this Court to be paid by Alfred S. Malcolmson; and that this cause be, and the same is hereby, remanded to the said District Court with directions to take further proceedings in conformity with the opinion of this Court.

(Per Mr. Justice Shiras.)

75. The Steamship "Styria", Antonio G. Scopinich, Claimant, Petitioner, v. John Munroe, et al., On writ & cross-writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decrees of the District Court of the United States for the Southern District of New York and of the said United States Circuit Court of Appeals in this cause sustaining the libel be, and the same are hereby, reversed, and the decree of the said Circuit Court of Appeals reversing the decree of the District Court of the United States for the Southern District of New York dismiss-

affirmed, cost to in this Court to be paid by Munroe et al.; And that this cause be, and the same is hereby, remanded to the said District Court with directions to take further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Shiras.

388. N. O. Murphy, C. N. Akers, J. W. Vickers et al., Appellants, vs. James L. Utter and George Albright et al., Executors of Elizabeth B. Voorhies, deceased. Appeal from the Supreme Court of the Territory of Arizona.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Arizona, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby affirmed with cost.

Per Mr. Justice Brown.

237. Louis Beyer, Appellant, vs. Caroline LeFevre. Appeal from the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District

consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Court of Appeals in this cause be, and the same is hereby, reversed with costs. And that this cause be, and the same is hereby, remanded to the said Court of Appeals, with directions to reverse the decree of the Supreme Court of the District of Columbia, and to remand the cause to that Court with directions to set aside the decree in favor of the appellee, and for further proceedings in conformity with the opinion of this Court.

Per Mr. Justice Brown.

(Mr. Justice Harlan and Mr. Justice Gray did not hear the argument and took no part in the decision of this case.)

205. Emanuel Felsenheld, Claimant of 755 packages of "Merry World" Tobacco, vs. The United States. In Error, } On a certificate from the United States Circuit Court of Appeals for the Fourth Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Fourth Circuit, and was argued by counsel. On consideration whereof, It is the opinion of this Court that the coupons described are within the prohibition of the statute and that the statute so construed is not in conflict

upon. It is nowhere ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

(per Mr. Justice Brewer.)

Dissenting: Mr. Justice Peckham.

(Mr. Justice Gray & Mr. Justice White did not hear the argument and took no part in the decision of this case.)

The Montana Mining Company, Limited, vs. Plff in Error, The St. Louis Mining & Milling Company of Montana. In Error to the United States Circuit Court of Appeals for the Ninth Circuit.

213.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by Counsel. On consideration whereof, It is nowhere ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

(per Mr. Chief Justice Fuller.

(Mr. Justice Gray did not hear the argument and took no part in the decision of this case.)

214. The Montana Mining Company, Limited, vs. The St. Louis Mining & Milling Company of Montana. In Error to the United States Circuit Court of Appeals for the Ninth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Ninth Circuit, and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court that the writ of error in this cause be and the same is hereby dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

Mr. Justice Gray did not hear the argument and took no part in the decision of this case.

245. Henry L. Ward, Treasurer, vs. Petitioner, Hiram Blake and Wallace L. Mason, Executors of Edward Joslin, deceased. On writ of certiorari to the United States Circuit Court of Appeals for the First Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the First Circuit, and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said United States

the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the District of New Hampshire.

Per Mr. Chief Justice Fuller.

(Mr. Justice Gray did not hear the argument and took no part in the decision of this case)

247. F. S. Bowker, managing owner of the Schooner "William H. Davenport," Appellant, v. The United States, owner of the Light House tender "Azalea," Appeal from the District Court of the United States for the District of New Jersey.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of New Jersey, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

Dissenting:
Mr. Justice White and
Mr. Justice McKenna.

347. Alphonse Ensheimer, Appellant, vs. The City of New Orleans. On a certificate from the United States Circuit Court of Appeals for the Fifth Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Fifth Circuit, and was argued by counsel. On consideration whereof, It is the opinion of this Court that the first question must be answered by saying that on the face of the bill the Circuit Court had jurisdiction on the ground of diverse citizenship. Whereupon, It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Chief Justice Fuller.

(Mr. Justice Gray did not hear the argument and took no part in the decision of this case.)

584. The Mutual Reserve Fund Life Association, Appellant, vs. James S. Phelps et al. On consideration of the motion to advance this cause, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

585. The Board of Commissioners of Stanley County and J. W. Suggs, Treasurer, Petitioners, vs. W. R. Coler & Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

per Mr. Chief Justice Fuller.

665. William H. Patton, Petitioner, vs. The Southern Railway Company. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Fuller.

669. Thomas P. Taylor, Petitioner, vs. Reddin W. Parramore. On petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

673. Columbian Equipment Company, Petitioner, vs. Mercantile Trust and Deposit Company. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby denied.

Per Mr. Chief Justice Fuller.

Monday, May 19th, 1902. Continued.

666. Robert E. Downs, Petitioner, v. The United States. On petition for writ of Certiorari to the United States Circuit Court of Appeals for the Fourth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fourth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

11, Original. The State of South Dakota, Complainant, v. The State of North Carolina et al. Ordered that the testimony in this case be taken orally in the same manner as provided for the taking of testimony in the Circuit Courts of the United States, sitting in equity by rule 67 of the rules of practice in equity promulgated by this Court, and that any person or persons, duly authorized by law to take testimony, agreed upon by the parties to this case, not in default for want of an answer, may take such testimony, the same as if he had been specially appointed by this Court commissioner to do so, and that in default of such agreement any justice of this Court may appoint a commissioner or commissioners for that purpose; that one or more persons or commissioners may be selected or appointed [illegible]

ought to act as if he were sole Commissioner; that the time to take such testimony is limited to the first day of October next, and that the same be returned to this Court and filed with the Clerk thereof on or before the first Monday of October, 1902.

Per Mr. Chief Justice Fuller.

149. W. P. Waggoner
Plff in Error,
vs.
J. M. Black.

It is ordered by the Court that this cause be and the same is hereby restored to the docket for oral argument before a full bench.

Per Mr. Chief Justice Fuller.

13, Original. The United States, Complainant, vs. The State of Michigan.

On motion of Mr. Assistant Attorney General Hoyt, it is now hereby ordered by the Court that leave be, and the same is hereby, granted to file a bill of complaint herein and that a subpoena returnable on Monday, October 6th, 1902, be issued and served on the defendant herein.

534. William L. Snyder, Executor &c., Plff in Error, vs. Bernard Bettmann, Collector &c.

Mr. Assistant Attorney General Hoyt in behalf of Counsel for the

of the Court a motion to advance this Cause.

683. Julian Sandoval et al, Appellants, vs. The United States. Mr. Assistant Attorney General, Hoyt, of Counsel for the appellee

having filed in open Court the following Certificate, viz:

"United States of America,
Territory of New Mexico,
In the Court of Private Land Claims.

I, James A. Reeder, Clerk of the Court of Private Land Claims, do hereby certify that in a certain case pending in said Court, the same being No. 25, on the dockets of said Court, wherein Julian Sandoval, Gregorio Roybal, Jose Angel Dimas, Catarino Sena, Tomas Gonzales, Juan Gallegos and Ramon Gallegos are plaintiffs and The United States of America is defendant, a final decree was entered by said Court of Private Land Claims on the 13th day of July, A.D. 1901, confirming the grant therein sued for in part, and that thereupon said plaintiffs prayed an appeal to the Supreme Court of the United States, which was, on January 6th, A.D. 1902, allowed by said Court of Private Land Claims.

In testimony whereof, I have hereunto subscribed my name and affixed the seal of said Court of Pri-

(Seal)

Mexico, this 22nd day of April, A.D. 1902.

James H. Reeder,
Clerk, C. P. L. C.,
By Irene L. Chaves,
Deputy Clerk.

Now: the Court to docket and dismiss this cause pursuant to the ninth rule; and it appearing to the Court that the appellants have failed to have their cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the Court of Private Land Claims be, and the same is hereby, docketed and dismissed; and that this cause be, and the same is hereby, remanded to the said Court of Private Land Claims to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

597 The United States, Appellant, vs. William T. Sampson, Rear Admiral U.S. Navy. Mr. Assistant Attorney General Hoyt, of counsel for the appellant, submitted to the consideration of the Court a suggestion of the death of William T. Sampson and motion in relation thereto.

650. George C. Thomas, Plff in Error, vs. The United States. Mr. Assistant Attorney General Hoyt, in behalf of counsel for the plaintiff in error, submitted to the consideration of the Court a motion to advance this cause.

682. Marshall M. Miller and Lucy A. Miller, Appellants, vs. The United States. Mr. Assistant Attorney General Hoyt, of counsel for the appellee, having filed in open Court the following certificate, viz:

"United States Circuit Court of Appeals
for the Fifth Circuit.

I, Charles N. Ledbetter, Clerk of said Court of the United States, do hereby certify that, in a certain cause pending in said Court wherein The United States of America was appellant and Marshall M. Miller and Lucy A. Miller were appellees a final decree was rendered by said Court on the 29th day of March, A.D. 1902, in favor of the said appellant and against the said appellees, and that on the 5th day of April A.D. 1902, said appellees prayed an appeal to the Supreme Court of the United States which was allowed, but which appellees have since abandoned, on to wit, May 3d, 1902.

In testimony whereof, I hereunto

(Seal) Seal of said Court, at New Orleans, La., this 7th day of May, A.D. 1907.
Charles A. Ledoux,
Clerk of the United States Circuit Court of Appeals."

moved the Court to docket and dismiss this cause pursuant to the Ninth Rule; and it appearing to the Court that the appellants have failed to have their cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the United States Circuit Court of Appeals for the Fifth Circuit be, and the same is hereby, docketed and dismissed; And that this cause be, and the same is hereby remanded to the said Circuit Court of Appeals to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

680. Marshall M. Miller et al, Petitioners. vs. The United States. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. George Clark, in support of the same, and leave was granted counsel for the respondent to file a brief in opposition thereto within three days.

558. The Board of Commissioners of Wilkes County et al., vs. W. N. Coler & Company. Petitioners. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. A. C. Avery, in support of the same, and Mr. Charles Price, Mr. John F. Dillon, Mr. Harry Hubbard, and Mr. John M. Dillon, in opposition thereto.

677. La Republique Francaise et al., vs. The Saratoga Vichy Spring Co. Petitioners. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Archibald Hopkins, in support of the same, and Mr. Edgar T. Brackett, in opposition thereto.

554. The United States, vs. Edward A. Moseley. Appellant. Mr. Leigh Robinson, in behalf of counsel, for the appellee, submitted to the consideration of the Court a motion to advance this cause.

Ex parte In the matter of Miles Bennett, Petitioner. Mr. J. H. Hayden, in behalf of counsel for the petitioner, sub-

sideration of the Court a motion for leave to file a petition for a writ of mandamus herein.

250. The Pine River Logging & Improvement Co. et al., vs. Plffs in Error, The United States. Mr. Charles L. Bailey, in behalf of counsel for the plaintiffs in error, suggested the death of John S. Pillsbury, one of the plaintiffs in error herein, and moved the Court to make Alfred F. Pillsbury, Fred B. Snyder, Edward C. Gale and Frank S. Carlton, Administrators of the estate of the said John S. Pillsbury, deceased, parties plaintiffs in error in this cause. Whereupon, It is now here ordered by the Court that the said Alfred F. Pillsbury, Fred B. Snyder, Edward C. Gale, and Frank S. Carlton, Administrators of the estate of John S. Pillsbury, deceased, be, and they are hereby, made parties plaintiffs in error herein nunc pro tunc as of May 1st 1902.

679. Nicholas C. Benziger et al., vs. Petitioners The United States. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. W. Wickham Smith and Mr. Charles Curie, in sup-

Richards, in opposition thereto.

664. Edward S. Bragg, Special Administrator &c., Petitioner, vs. Ella Wright. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Edward S. Bragg, in support of the same, and Mr. William Worthington, in opposition thereto.

678. St. Louis & San Francisco Railroad Company, Petitioner, vs. Warren G. Purvis. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. L. F. Parker, in support of the same, and Mr. Joseph M. Hill and Mr. James Brizzolara, in opposition thereto.

590. The New Orleans Water Works Co., Plff in Error, vs. The State of Louisiana et al. Mr. George H. Lamar, in behalf of Counsel for the defendants in error, submitted to the consideration of the Court a motion that the mandate in this cause issue at once.

440. The Indiana Manufacturing Company, Appellant, vs. Armin C. Koehne et al. Mr. William L. Taylor, of counsel for the appellees, submitted to the consideration of the Court a motion to advance this cause.

666. Robert E. Downs, Petitioner, vs. The United States. Mr. Ernest A. Bigelow, of counsel for the petitioner submitted to the consideration of the Court a motion to advance this cause.

671. Thomas A. Edison, Petitioner, vs. American Mutoscope Co. The petition for a writ of certiorari herein was submitted to the consideration of the Court on printed arguments by Mr. Richard N. Dyer, in support of the same, and Mr. Drury W. Cooper and Mr. Thomas B. Kerr, in opposition thereto.

676. Julia Adam, Petitioner, vs. The New York Life Insurance Company. The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. C. A.

A. Galloway et al.,
vs.
The State National Bank of Fort Worth, Texas, et al.

Mr. A. Galloway, in propria persona, submitted to the Consideration of the Court a motion for leave to sue out a writ of error herein without giving the bond required by law.

533. The National Surety Co., Plff in Error,
vs.
John McCormick.

The motions to dismiss or affirm in this cause were submitted to the Consideration of the Court on the record and printed arguments by Mr. James A. Lowtit, in support of the same, and Mr. John J. Bunt, in opposition thereto.

Proclamation being made the Court is adjourned until Monday, June 2d next at twelve o'clock.

Monday, June 2d, 1902.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Melville W. Fuller, Chief Justice.
David J. Brewer
Henry B. Brown
George Shiras Jr. Associate
Edward D. White Justices
Rufus W. Peckham
Joseph McKenna.
John M. Wright, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles W. Fairbanks it is ordered that Lawson M. Harvey, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James M. Beck it is ordered that Hugh Gordon Miller, Esquire, of Norfolk, State of Virginia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Louis A. Pradt it is ordered that W. H. Conlin, Esquire, of Milwaukee, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles Poe it is ordered that Edmund French, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas H. Clark it is ordered that Rhea P. Cary, Esquire, of Memphis, State of Tennessee, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. E. Flannery it is ordered that Charles H. Merillat, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

227. Marcellus A. Lander, as Treasurer of Cuyahoga County, Ohio, Appellant, vs. The Mercantile National Bank of Cleveland, Ohio

Appeal from the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs, and that the decree of the Circuit Court of the United States for the Northern District of Ohio be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the said Circuit Court.

Per Mr. Justice McKenna.

(Mr. Justice Gray did not hear the argument and took no part in the decision of this case.)

The Farmers' Loan & Trust Company, Trustee, Petitioners, vs. The Penn Plate Glass Company and William L. Kann. On writ of Certiorari to the United States Circuit Court of Appeals for the Third Circuit.

180.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Third Circuit and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Western District of Pennsylvania.

Per Mr. Justice Peckham.

(Mr. Justice Gray did not hear the argument and took no part in the decision of this case.)

Peter Hagan and Edward F. Martin, Petitioners, vs. The Scottish Union and National Insurance Company. On writ of Certiorari to the United States Circuit Court of Appeals for the Third Circuit.

906.

This cause came on to be heard on the transcript of the record from the United States Circuit

and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, reversed with costs, and that the decree of the District Court of the United States for the Eastern District of Pennsylvania be, and the same is hereby, affirmed; and, that this cause be, and the same is hereby, remanded to the said District Court.

(per Mr. Justice Peckham.

(Mr. Justice Gray did not hear the argument and took no part in the decision of this case.)

209. The Capital City Light and Fuel Company vs. The City of Tallahassee. In Error to the Supreme Court of the State of Florida.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Florida, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

(per Mr. Justice Peckham.

572. Solomon Molema, Plff in Error, vs. The United States. In Error to the District Court of the United States for the Eastern District of Texas.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Texas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said District Court in this cause be, and the same is hereby, affirmed.

(Per Mr Justice Peckham.)

H. The Compagnie Francaise de Navigation a Vapeur, Plff in Error, vs. The State Board of Health of Louisiana, Edmond Souchon, et al. In Error to the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed, with costs.

(Per Mr Justice White.)

Dissenting: Mr Justice Brown and

191. Reginard H. Warner and Louis D. Wine vs. Lily Alys Godfrey. Appellants, Appeal from the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decrees of the said Court of Appeals in this cause be, and the same are hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Court of Appeals with directions to reverse the decree of the Supreme Court of the District of Columbia, passed on June 2, 1900, ordering a conveyance to the complainant on compliance with certain conditions, and to affirm and reinstate the decree of the Supreme Court of the District of Columbia, passed January 24, 1899, dismissing the bill, and amended bills as against certain of the defendants.

Per Mr. Justice White.

(Mr. Justice Harlan and Mr. Justice Gray did not hear the argument and took no part in the decision of this case.)

178. The Fidelity and Deposit Company of Maryland, Petitioner, vs. R. H. Courtney, Receiver &c. | On writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Sixth Circuit, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Western District of Kentucky.

Per Mr. Justice White.

(Mr. Justice Gray and Mr. Justice Brewer did not hear the argument and took no part in the decision of this cause.)

174. The Interstate Commerce Commission, Appellant, vs. The Chicago, Burlington & Quincy Railroad Co. et al. | Appeal from the United States Circuit Court of Appeals for the Seventh Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit

was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs, without prejudice to the right of the Commission to hereafter proceed in accordance with the reservation expressed in the opinion of this Court; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Northern District of Illinois.

Per Mr. Justice White.

(Mr. Justice Brown took no part in the decision of this cause.)

274. The United States, Plff in Error, vs. Edward J. Steel, as Executor of the last will & testament of Edward Steel, deceased. In Error to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals

and that this cause be, and the same is hereby remanded to the Circuit Court of the United States for the Eastern District of New York.

Per Mr. Justice Shiras.

(Mr. Justice Gray took no part in the decision of this cause.)

261. Thomas P. Kennard, Plff in Error, vs. The State of Nebraska. In Error to the Supreme Court of the State of Nebraska.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Nebraska, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice Shiras.

(Mr. Justice Gray took no part in the decision of this case.)

131. The Minneapolis & St. Louis Railroad Company, Plff in Error, vs. The State of Minnesota ex rel. The Railroad & Warehouse Commission. In Error to the Supreme Court of the State of Minnesota.

This cause came on to be heard on the transcript

of Minnesota, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed, with costs.

Per Mr. Justice Brown.

234. The New York Central & Hudson River Railroad Company and The New York & Harlem Railroad Company, Plffs in Error, vs. The City of New York. In Error to the Supreme Court of the State of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice Brown.

318. J. Henrietta Hoffeld, Executrix of Rudolph Hoffeld, deceased, Appellant, vs. The United States. Appeal from the Court of Claims.

of the record from the Court of Claims, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, Affirmed.

Per Mr. Justice Brown.

249. The United States, Appellant, vs. Austin Nichols & Company. On a certificate from the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on a certificate from the United States Circuit Court of Appeals for the Second Circuit, and was argued by Counsel. On consideration whereof, It is the opinion of this Court that the question certified must be answered in the negative. Whereupon It is now here ordered by this Court that it be so certified to the said United States Circuit Court of Appeals.

Per Mr. Justice Brown.

250. The Pine River Logging and Improvement Company et al., Plffs in Error, vs. The United States. In Error to the United States Circuit Court of Appeals for the Eighth Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit

was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said United States Circuit Court of Appeals and the judgment of the Circuit Court of the United States for the District of Minnesota in this cause subject to a deduction of the sum of $356.66 be, and the same are hereby affirmed; And that this cause be, and the same is hereby, remanded to the said Circuit Court.

Per Mr. Justice Brown

502. Fred Hardy vs. The United States. In Error to the District Court of the United States for the District of Alaska

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Alaska, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Brown

223. Lee Clark, Plff in Error, vs. Monroe D. Herington. In Error to the Supreme Court of the State of Kansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Kansas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brewer.

(Mr. Justice Gray took no part in the decision of this case.)

176. The Bienville Water Supply Company, Appellant, vs. The City of Mobile and John Curtis Bush, Mayor thereof. Appeal from the Circuit Court of the United States for the Southern District of Alabama.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Alabama, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Brewer.

198. John L. Jenkins et al., Pltffs in Error, vs. Barzillai G. Neff, President, and John Dresher, Jr., et al., Assessors &c. } In Error to the Supreme Court of the State of New York.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, Affirmed with costs.

Per Mr. Justice Brewer.

(Mr. Justice Gray did not hear the argument and took no part in the decision of this case.)

363. The Chesapeake & Potomac Telephone Company, Appellant, vs. J. Forrest Manning and Harry E. Rupprecht, trading as J. Forrest Manning & Co. } Appeal from the Court of Appeals of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by

Appeals in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Court of Appeals with directions to remand the cause to the Supreme Court of the District of Columbia with directions to that Court to set aside its decree and inquire as to the reasonableness of the rates in the light of the construction given by this Court to the statute.

Per Mr. Justice Brewer.

Dissenting:
Mr. Justice White,
Mr. Justice Harlan, and
Mr. Justice McKenna.

(Mr. Justice Gray and Mr. Justice Brown did not hear the argument and took no part in the decision of this case.)

203. The Hanover National Bank of the City of New York, Plff in Error, vs. Max Moyses. In Error to the Circuit Court of the United States for the Eastern District of Tennessee.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Tennessee, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby,

525. Chin Bak Kan, Appellant, vs. The United States. Appeal from the District Court of the United States for the Northern District of New York.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of New York, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Fuller.

Dissenting:
Mr. Justice Brewer and Mr. Justice Peckham.

(Mr. Justice Gray did not hear the argument and took no part in the decision of this case.)

526. Chin Ying, Appellant, vs. The United States. Appeal from the District Court of the United States for the Northern District of New York.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of New York, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed.

Per Mr. Chief Justice Fuller.

Dissenting: Mr. Justice Brewer and Mr. Justice Peckham.

599. The First National Bank of Denver, Colorado, The First National Bank of York, Nebraska, and Harris & Company, vs. John P. Klug and Charles N. Wheeler. Appellants, Appeal from the District Court of the United States for the District of Colorado.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Colorado, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

221. S. D. Hatfield et al., vs. Henry C. King. Appellants, On consideration of the motion to correct the decree of this Court in this cause and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by this Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

A. Galloway et al.,
vs.
The State National Bank of Fort Worth, Texas.

On consideration of the motion for leave to sue out a writ of error herein without giving the bond required by law, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

246. John E. Hamilton, trading as John E. Hamilton & Company,
vs.
Petitioner,
Edward A. Price, Francis H. Inloes, and Petera B. Worrall, trading as Fred. Butterfield & Company.

On writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

This cause came on to be heard on the transcript of the record from the United States Circuit Court of Appeals for the Second Circuit, and was argued by counsel. On consideration whereof, the Court being equally divided in opinion, It is now here ordered, adjudged, and decreed by this Court that the decree of the said United States Circuit Court of Appeals in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States

440. The Indiana Manufacturing Co., Appellant, vs. Armin C. Kochne et al.; The United States, Appellant, vs. Edward A. Moseley; 559. Robert E. Downs, Petitioner, vs. The United States. 666. On consideration of the motions to advance these cases, It is now here ordered by the Court that said motions be, and the same are hereby, granted, and the cases assigned for argument on Monday, October 20th next, after the cases heretofore assigned for that day.

Per Mr. Chief Justice Fuller.

534. William L. Snyder, Executor &c., Plff in Error, vs. Bernard Bettmann, Collector &c.; 650. George C. Thomas, Plff in Error, vs. The United States. On consideration of the motions to advance these cases, It is now here ordered by the Court that said motions be and the same are hereby denied.

Per Mr. Chief Justice Fuller.

664. Edward S. Bragg, Special Administrator of the Estate of James H. Farnsworth, deceased, Petitioner, vs. Ella Wright. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Seventh Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

671. Thomas A. Edison, Petitioner, vs. American Mutoscope Company. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of Counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

676. Julia Adam, Petitioner, vs. The New York Life Insurance Company. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

678. St. Louis & San Francisco Railroad Company, Petitioner, vs. Warren G. Terry. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Eighth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

680. Marshall M. Miller and Lucy A. Miller, Petitioners, vs. The United States. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Fifth Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

677. La Republique Francaise and La Compagnie Fermiere de l'Etablissement Thermal de Vichy, Petitioners, vs. The Saratoga Vichy Spring Company. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

679. Nicholas C. Benziger and Louis Benziger, composing the firm of Benziger Brothers, Petitioners, vs. The United States. On petition for writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit.

On consideration of the petition for a writ of certiorari herein to the United States Circuit Court of Appeals for the Second Circuit, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

Per Mr. Chief Justice Fuller.

Ex parte In the matter of Charles Bennett, Petitioner. On consideration of the motion for leave to file a petition for a writ of mandamus herein, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

597. The United States, Appellant, vs. William T. Simpson, Rear Admiral U.S. Navy. It is ordered by the Court that the further consideration of the suggestion of the death

Rear Admiral U.S. Navy, and motion thereon be, and the same is hereby, postponed until the hearing of the cause on its merits.

Per Mr. Chief Justice Fuller.

532. The National Surety Company, Plff in Error, vs. John McCormick. In Error to the Supreme Court of the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and on motions to dismiss or affirm which were argued by Counsel. On Consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice Fuller.

558. The Board of Commissioners of Wilkes County et al, Petitioners, vs. W. N. Coler & Company. It is ordered by the Court that the petition and brief and affidavit in support of the same herein be, and the same are hereby, stricken from the files, because of the scandalous, unwarranted and irrelevant matter therein, but the application

be renewed in proper form on the coming in of the Court at the next term.

Per Mr. Chief Justice Fuller.

699. Edwin L. Vetter, Plff in Error. vs. The United States. Mr. Solicitor General, Richards, of Counsel for the defendant in error, having filed in open Court the following certificate, to wit:

"District Court of the United States,
For the Western District of Pennsylvania.

I, William P. Lindsey, Clerk of the District Court of the United States for the Western District of Pennsylvania, do hereby certify that in a certain cause pending in said Court wherein The United States was plaintiff and Edwin L. Vetter was defendant, a final judgment was rendered by said Court on the 26th day of October, A.D. 1901, in favor of the said United States, and against the said Edwin L. Vetter, and that on the 14th day of November, A.D. 1901, said Edwin L. Vetter sued out a writ of error to said District Court, directed to remove said cause to the Supreme Court of the United States; and that on January 3rd, 1902 said District Court made order extending time for filing record in Supreme Court, on said writ of error, to January 15th, 1902.

In testimony whereof I hereunto subscribe my name and affix the

this 14th day of May, A.D. 1902.

Wm. T. Lindsey, Clerk.

moved the Court to docket and dismiss this cause, pursuant to the 9th rule; and it appearing to the Court that the plaintiff in error has failed to have his cause filed and docketed in conformity with the rules of this Court, It is now here ordered and adjudged by this Court that the writ of error in this cause to the District Court of the United States for the Western District of Pennsylvania be, and the same is hereby, docketed and dismissed; and that this cause be, and the same is hereby, remanded to the said District Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

700. Lui Dsy Dsin, Appellant, vs. The United States. Mr. Assistant Attorney General Hoyt, of counsel for the appellee, having filed in open Court the following certificate, to wit:

"District Court of the United States,
For the Southern District of New York,

I, Thomas Alexander, Clerk of the District Court of the United States for the Southern District of New York, do hereby certify that in a certain cause pending in said Court wherein Lui Dsy Dsin was petitioner for writ of habeas corpus in the suit of the the United States agst Lui,

was entered by said Court on the fourth day of October, A.D. 1901, and that on the 11th day of October, A.D. 1901, said Lui Dey Pan appealed to the Supreme Court of the United States.

In testimony whereof I hereunto subscribe my name and affix the seal of said District Court, at New York City this 7th day of May, A.D. 1902.

(Seal) Thos. Alexander, Clerk."

Moved the Court to docket and dismiss this cause, pursuant to the 6th rule; and it appearing to the Court that the appellant has failed to have this cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the District Court of the United States for the Southern District of New York be, and the same is hereby, docketed and dismissed; and that this cause be, and the same is hereby, remanded to the said District Court to be proceeded in according to law and justice.

Per Mr Chief Justice Fuller.

701. In Look Pan, Appellant, v. The United States.

Mr. Assistant Attorney General Hoyt, of Counsel for the appellee, having filed in open Court the fol-

"District Court of the United States.
For the Northern District of New York.

I, W. S. Doolittle, Clerk of the District and Circuit Courts of the United States for the Northern District of New York, do hereby certify that in a certain cause pending in said Court, wherein the United States of America was complainant and Jn Took Pun was defendant, a final decree was rendered by said District Court on the 11th day of September, A.D. 1901, in favor of the said United States of America, and against the said Jn Took Pun, and that on the 1st day of October, A.D. 1901, said Jn Took Pun prayed an appeal to the Supreme Court of the United States, which was allowed.

In testimony whereof I hereunto subscribe my name and affix the seal of said District Court, at Utica, this 27 day of May A.D. 1902.

(Seal)

W. S. Doolittle, Clerk.

moved the Court to docket and dismiss this cause pursuant to the 9th Rule; and it appearing to the Court that the appellant has failed to have his cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the District Court of the United States for the Northern District of New York be, and the same is hereby, docketed and dismissed; and that this cause be, and the same is

proceeded in according to law and justice.
per Mr. Chief Justice Fuller.

Wing Long and Loy Kee, Appellants,
v.
The United States.

No. 702.

Mr. Assistant Attorney General Hoyt, of counsel for the Appellee, having filed in open Court the following certificate, to wit:

"District Court of the United States,
For the Northern District of New York.

I, W. S. Doolittle, Clerk of the District and Circuit Courts of the United States for the Northern District of New York, do hereby certify that in a certain cause pending in said Court wherein the United States of America was complainant, and Wing Long and Loy Kee were defendants, a final decree was rendered by said District Court on the 11th day of September, A.D. 1901, in favor of the said United States of America, and against the said Wing Long and Loy Kee, and that on the 1st day of October A.D. 1901, said Wing Long and Loy Kee prayed an appeal to the Supreme Court of the United States, which was allowed.

In testimony whereof, I hereunto subscribe my name and affix the seal of said District Court at Utica, this 27 day of May, A.D. 1902.

(Seal)

W. S. Doolittle, Clerk."

moved the Court to docket and dismiss this cause,

Court that the appellants have failed to have their cause filed and docketed in conformity with the rules of this Court. It is now here ordered, adjudged, and decreed by this Court that this appeal from the District Court of the United States for the Northern District of New York be, and the same is hereby, docketed and dismissed; and that this cause be, and the same is hereby, remanded to the said District Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

703. Young Shang Lee, Appellant, vs. The United States.

Mr. Assistant Attorney General Hoyt, of counsel for the appellee, having filed in open Court the following certificate, to wit:

"District Court of the United States,
For the Northern District of New York.

I, W. S. Doolittle, Clerk of the District and Circuit Courts of the United States for the Northern District of New York, do hereby certify that in a certain cause pending in said Court wherein the United States of America was complainant, and Young Shang Lee was defendant, a final decree was rendered by said District Court on the 11th day of September, A.D. 1901, in favor of the said United States of America and against the said Young Shang Lee, and that on the 15th

prayed an appeal to the Supreme Court of the United States, which was allowed.

In testimony whereof I hereunto subscribe my name and affix the seal of said District Court, at Utica, this 27 day of May, A.D. 1902.

(Seal) W.S. Doolittle, Clerk."

moved the Court to docket and dismiss this cause pursuant to the 9th rule; and it appearing to the Court that the appellant has failed to have this cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the District Court of the United States for the Northern District of New York be, and the same is hereby, docketed and dismissed; And that this cause be, and the same is hereby remanded to the said District Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

704. Lui Nam, Appellant, vs. The United States.

Mr. Assistant Attorney General Hoyt, of counsel for the appellee, having filed in open Court the following certificate, to wit:

"District Court of the United States,
For the Northern District of New York.

I, W.S. Doolittle, Clerk of the District and Circuit Courts of the United States for the Northern District

cause pending in said Court wherein the United States of America was complainant, and Lee Lui Sing and Lui Nam were defendants, a final decree was rendered by said District Court on the 11th day of September, A.D. 1901, in favor of the said United States of America and against the said Lee Lui Sing and Lui Nam, and that on the 1st day of October A.D. 1901, said Lui Nam prayed an appeal to the Supreme Court of the United States, which was allowed.

In testimony whereof I hereunto subscribe my name and affix the (Seal) seal of said District Court, at Utica, this 27 day of May, A.D. 1902.

W. L. Doolittle, Clerk.

Moved the Court to docket and dismiss this cause, pursuant to the 6th Rule; and it appearing to the Court that the appellant has failed to have his cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the District Court of the United States for the Northern District of New York be, and the same is hereby, docketed and dismissed; and that this cause be, and the same is hereby, remanded to the said District Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

705. Chin Leong Goon, Appellant, v. The United States.

Mr. Assistant Attorney General Hoyt, of counsel for the appellee, having filed in open Court the following certificate to wit:

"District Court of the United States
For the District of Vermont.

I Geo. E. Johnson, Clerk of the District Court of the United States for the District of Vermont, do hereby certify that in a certain cause pending in said Court wherein the United States was plaintiff, and Chin Leong Goon was defendant, a final judgment was rendered by said Court on the 26th day of March A.D. 1901, in favor of the said United States and against the said Chin Leong Goon, and that on the 23d day of December A.D. 1901, said Chin Leong Goon prosecuted an appeal in said cause to the Supreme Court of the United States.

In testimony whereof, I have unto subscribe my name and affix the (Seal) seal of said District Court, at Burlington, this 27th day of May, A.D. 1902.

Geo. E. Johnson, Clerk."

moved the Court to docket and dismiss this cause pursuant to the Ninth Rule; and it appearing to the Court that the appellant has failed to have his cause filed and docketed in conformity with the rules of this Court, It is

Court that this appeal from the District Court of the United States for the District of Vermont be, and the same is hereby, docketed & dismissed; And that this cause be, and the same is hereby, remanded to the said District Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

706. Louis Pang Lung, Appellant, v. The United States. Mr. Assistant Attorney General Hoyt, of counsel for the Appellee, having filed in open Court the following certificate, to wit:

"District Court of the United States,
For the District of Vermont.

I, George E. Johnson, Clerk of the District Court of the United States for the District of Vermont, do hereby certify that in a certain cause pending in said Court wherein the United States was plaintiff, and Louis Pang Lung was defendant, a final judgment was rendered by said Court on the 26th day of November, A.D. 1901, in favor of the said United States and against the said Louis Pang Lung and that on the 18th day of December, A.D. 1901, said Louis Pang Lung prosecuted an appeal in said cause to the Supreme Court of the United States.

In testimony whereof, I hereunto subscribe my name and affix the

Burlington, this 27th day of May, A.D. 1902.
Geo. E. Johnson, Clerk."
Moved the Court to docket and dismiss this cause pursuant to the 7th rule; and it appearing to the Court that the appellant has failed to have his cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the District Court of the United States for the District of Vermont be, and the same is hereby, docketed and dismissed; And that this cause be, and the same is hereby, remanded to the said District Court to be proceeded in according to law and justice.
Per Mr. Chief Justice Fuller.

707. Ling Quong, Appellant, vs. The United States.

Mr. Assistant Attorney General Hoyt, of counsel for the appellee, having filed in open Court the following certificate, to wit:

"District Court of the United States,
For the District of Vermont.

I, Geo. E. Johnson, Clerk of the District Court of the United States for the District of Vermont, do hereby certify that in a certain cause pending in said Court wherein the United States was plaintiff, and Ling Quong was defendant, a final judgment was rendered by said Court on the 7th day of December, A.D. 1901, in

said Ling Duong, and that on the 23d day of December 1901, said Ling Duong prosecuted an appeal in said cause to the Supreme Court of the United States.

In testimony whereof, I hereunto subscribe my name and affix the seal of said District Court, at Burlington, this 27th day of May, A.D. 1902.

(Seal) Geo. E. Johnson, Clerk.

moved the Court to docket and dismiss this cause pursuant to the 9th rule; and it appearing to the Court that the appellant has failed to have his cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the District Court of the United States for the District of Vermont, be, and the same is hereby, docketed and dismissed; and that this cause be, and the same is hereby, remanded to the said District Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

708. Ling Ming, Appellant, vs. The United States.

Mr. Assistant Attorney General Hoyt, of counsel for the appellee, having filed in open Court the following

certificate, to wit:

"District Court of the United States,

I, Geo. E. Johnson, Clerk of the District Court of the United States for the District of Vermont, do hereby certify that in a certain cause pending in said Court wherein the United States was plaintiff, and Ling Ming was defendant, a final judgment was rendered by said Court on the 7th day of December, A.D. 1901, in favor of the said United States, and against the said Ling Ming and that on the 23d day of December 1901 said Ling Ming prosecuted an appeal in said cause to the Supreme Court of the United States.

In testimony whereof, I hereunto subscribe my name and affix the (Seal) seal of said District Court, at Burlington, this 7th day of May A.D. 1902.

Geo. E. Johnson, Clerk."

"moved the Court to docket and dismiss this cause pursuant to the 9th rule; and it appearing to the Court that the appellant has failed to have his cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the District Court of the United States for the District of Vermont be, and the same is hereby, docketed and dismissed; and that this cause be, and the same is hereby, remanded to the said District Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

709. Wong Soo Bow, Appellant, v. The United States.

Mr. Assistant Attorney General Hoyt, of counsel for the appellee, having filed in open Court the following certificate, to wit:

"District Court of the United States,
For the District of Vermont.

I, Geo. E. Johnson, Clerk of the District Court of the United States for the District of Vermont, do hereby certify that in a certain cause pending in said Court wherein the United States was plaintiff and Wong Soo Bow was defendant a final judgment was rendered by said Court on the 7th day of December, A.D. 1901, in favor of the said United States and against the said Wong Soo Bow and that on the 27th day of December, A.D. 1901, said Wong Soo Bow prosecuted an appeal in said cause to the Supreme Court of the United States.

In testimony whereof, I hereunto subscribe my name and affix the seal of said District Court, at Burlington, this 27th day of May, A.D. 1902.

(Seal) Geo. E. Johnson, Clerk."

moved the Court to docket and dismiss this cause pursuant to the 9th rule; and it appearing to the Court that the appellant has failed to have this cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this

for the District of Vermont be, and the same is hereby, docketed and dismissed; and that this cause be, and the same is hereby, remanded to the said District Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

710. Wong Tat vs. The United States. Appellant, Mr. Assistant Attorney General Hoyt, of Counsel for the appellee, having filed in open Court the following certificate, to wit:

"District Court of the United States,
For the District of Vermont.

I, Geo. E. Johnson, Clerk of the District Court of the United States for the District of Vermont, do hereby certify that in a certain cause pending in said Court wherein the United States was plaintiff, and Wong Tat was defendant, a final judgment was rendered by said Court on the 10th day of March, A.D. 1902, in favor of the said United States, and against the said Wong Tat, and that on the 4th day of March, A.D. 1902, said Wong Tat prosecuted an appeal in said cause to the Supreme Court of the United States.

In testimony whereof, I hereunto subscribe my name and affix the (Seal) seal of said District Court, at Burlington, this 27th day of May, A.D. 1902.

Geo. E. Johnson, Clerk."

pursuant to the 9th rule; and it appearing to the Court that the appellant has failed to have this cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the District Court of the United States for the District of Vermont be, and the same is hereby, docketed and dismissed; and that this cause be, and the same is hereby, remanded to the said District Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

711. Wong Hong Yip, Appellant, vs. The United States. Mr. Assistant Attorney General Hoyt, of counsel, for the appellee, having filed in open Court the following certificate, to wit:

"District Court of the United States,
For the District of Vermont.

I Geo E. Johnson, Clerk of the District Court of the United States for the District of Vermont, do hereby certify that in a certain cause pending in said Court wherein the United States was plaintiff and Wong Hong Yip was defendant a final judgment was rendered by said Court on the 10th day of March, A.D. 1902, in favor of the said United States and against the said Wong Hong Yip, and that on the 24th day of March A.D. 1902, said Wong Hong Yip prosecuted an appeal

States.

In testimony whereof, I hereunto subscribe my name and affix the (Seal) seal of the said District Court, at Burlington, this 27th day of May A.D. 1902.

Geo. E. Johnson, Clerk.

Moved the Court to docket and dismiss this cause, pursuant to the 9th rule; and it appearing to the Court that the appellant has failed to have his cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the District Court of the United States, for the District of Vermont be, and the same is hereby, docketed and dismissed; and that this cause be, and the same is hereby, remanded to the said District Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

712. Wong Chow, Appellant, vs. The United States. Mr. Assistant Attorney General Hoyt, of counsel for the appellee, having filed in open Court the following certificate, to wit:

"District Court of the United States,
For the District of Vermont.

I, Geo. E. Johnson, Clerk of the District Court of the United States for the District of Vermont, do hereby

Court wherein the United States was plaintiff, and Wong Chow was defendant, a final judgment was rendered by said Court on the 10th day of March A.D. 1902, in favor of the said United States and against the said Wong Chow, and that on the 9th day of March A.D. 1902, said Wong Chow prosecuted an appeal, in said cause to the Supreme Court of the United States

In testimony Whereof, I hereunto subscribe my name and affix the seal of said District Court, at Burlington, this 7th day of May A.D. 1902.

(Seal) Geo. E. Johnson, Clerk.

moved the Court to docket and dismiss this cause pursuant to the 6th rule; and it appearing to the Court that the appellant has failed, to have his cause filed and docketed in conformity with the rules of this Court. It is now here ordered, adjudged, and decreed by this Court that this appeal from the District Court of the United States, for the District of Vermont be, and the same is hereby, docketed and dismissed; and that this cause be, and the same is hereby, remanded to the said District Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

713. Wong Sic Loon, Appellant, vs. Mr. Assistant Attorney General Hoyt, of counsel,

filed in open Court the following certificate, to wit:

"District Court of the United States,
For the District of Vermont.

I, Geo. E. Johnson, Clerk of the District Court of the United States for the District of Vermont, do hereby certify that in a certain cause pending in said Court wherein the United States was plaintiff and Wong Sie Loon was defendant, a final judgment was rendered by said Court on the 20th day of March, A.D. 1902, in favor of the said United States, and against the said Wong Sie Loon, and that on the 27nd day of March, A.D. 1902, said Wong Sie Loon prosecuted an appeal in said cause to the Supreme Court of the United States.

In testimony whereof I hereunto subscribe my name and affix the seal of said District Court, at Burlington, this 27th day of May, A.D. 1902.

(Seal) Geo. E. Johnson, Clerk."

moved the Court to docket and dismiss this cause pursuant to the 6th rule; and it appearing to the Court that the appellant has failed to have his cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the District Court of the United States for the District of Vermont be, and the same is hereby, docketed and dismissed; and

manded to the said District Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

714. Wong King, Appellant, v. The United States. Mr. Assistant Attorney General Hoyt, of counsel, for the appellee, having filed in open Court the following certificate, to wit:

"District Court of the United States,
For the District of Vermont.

I, Geo. E. Johnson, Clerk of the District Court of the United States for the District of Vermont do hereby certify that in a certain cause, pending in said Court wherein the United States was plaintiff and Wong King was defendant, a final judgment was rendered by said Court on the 10th day of March A.D. 1902, in favor of the said United States and against the said Wong King, and that on the 24th day of March A.D. 1902, said Wong King prosecuted an appeal in said cause to the Supreme Court of the United States.

In testimony whereof I hereunto subscribe my name and affix the (Seal) seal of said District Court, at Burlington, this 27th day of May A.D. 1902.

Geo. E. Johnson, Clerk."

moved the Court to docket and dismiss this cause,

Court that the appellant has failed to have his cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the District Court of the United States for the District of Vermont be, and the same is hereby, docketed and dismissed; and that this cause be, and the same is hereby, remanded to the said District Court to be proceeded in according to law and justice.

(Per Mr. Chief Justice Fuller.)

715. Wong Ah Sin, Appellant, v. The United States. Mr. Assistant Attorney General Hoyt, of counsel for the appellee, having filed in open Court the following certificate, to wit:

"District Court of the United States,
For the District of Vermont.

I, Geo. E. Johnson, Clerk of the District Court of the United States for the District of Vermont, do hereby certify that in a certain cause pending in said Court wherein the United States was plaintiff and Wong Ah Sing was defendant, a final judgment was rendered by said Court on the 10th day of March, A.D. 1902, in favor of the said United States, and against the said Wong Ah Sin, and that on the 14th day of March, A.D. 1902, said Wong Ah Sin prosecuted an appeal in said cause to the Supreme Court of

In testimony Whereof, I have unto subscribe my name and affix the seal of said District Court, at Burlington, this 27th day of May, A.D. 1902.

(Seal) Geo. E. Johnson, Clerk.

moved the Court to docket and dismiss this cause pursuant to the 6th rule; and it appearing to the Court that the appellant has failed to have this cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the District Court of the United States for the District of Vermont be, and the same is hereby, docketed and dismissed, and that this cause be, and the same is hereby, remanded to the said District Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

716. Wong Sic Shung, Appellant, vs. The United States. Appellee.

Mr. Assistant Attorney General Hoyt, of counsel for the appellee, having filed in open Court the following certificate, to wit:

"District Court of the United States
For the District of Vermont.

I, Geo. E. Johnson, Clerk of the District Court of the United States for the District of Vermont, do hereby certify that in a certain cause pending in said

and Wong Sie Chung was defendant a final judgment was rendered by said Court on the 10th day of March A.D. 1902, in favor of the said United States and against the said Wong Sie Chung, and that on the 7th day of March A.D. 1902, said Wong Sie Chung prosecuted an appeal in said cause to the Supreme Court of the United States.

In testimony whereof, I hereunto subscribe my name and affix the seal of the said District Court, at Burlington, this 27th day of May, A.D. 1902.

(Seal) Geo. E. Johnson, Clerk."

moved the Court to docket and dismiss this cause, pursuant to the 9th rule; and it appearing to the Court that the appellant has failed to have this cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the District Court of the United States for the District of Vermont be, and the same is hereby, docketed and dismissed; and that this cause be, and the same is hereby, remanded to the said District Court to be proceeded in, according to law and justice.

Per Mr. Chief Justice Fuller.

717. Wong Sow Sin, Appellant, vs. ... Mr. Assistant Attorney General Hoyt, of counsel

filed in open Court the following certificate, to wit;

"District Court of the United States,
For the District of Vermont.

I, Geo. E. Johnson, Clerk of the District Court of the United States for the District of Vermont, do hereby certify that in a certain cause pending in said Court wherein the United States was Plaintiff and Wong Sow Sin was defendant, a final judgment was rendered by said Court on the 10th day of March, A.D. 1902, in favor of the said United States and against the said Wong Sow Sin, and that on the 27th day of March, A.D. 1902, said Wong Sow Sin prosecuted an appeal in said cause to the Supreme Court of the United States.

In testimony whereof I hereunto subscribe my name and affix the seal of said District Court at Burlington, this 27th day of May, A.D. 1902.

(Seal) Geo. E. Johnson, Clerk."

moved the Court to docket and dismiss this cause pursuant to the 9th rule; and it appearing to the Court that the appellant has failed to have his cause filed and docketed in conformity with the rules of this Court, It is now here ordered, adjudged, and decreed by this Court that this appeal from the District Court of the United States for the District of Vermont be, and the same is hereby, docketed and dismissed; and

manded to the said District Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Fuller.

698. The Allegheny Oil Company et al., Petitioners, v. Hiram A. Snyder et al.

The petition for a writ of certiorari herein was submitted to the consideration of the Court by Mr. S. Schoyer, Jr., in support of the same.

189. Lee Lung, Appellant, v. D. L. Patterson, Collector &c.

Mr. J. A. Mitchell, of counsel for the appellant, submitted to the consideration of the Court a motion for leave to file a petition for rehearing herein.

388. N. O. Murphy et al., Appellants, v. James L. Utter et al.

On motion of Mr. H. M. Van Dyke, in behalf of counsel for the appellants, leave is hereby granted to submit a petition for rehearing herein within thirty days.

245. Henry L. Ward, Treasurer, Petitioner, v. Hiram Blake et al., Executors &c.

On motion of Mr. A. B. Browne, in behalf of counsel for the petitioner, leave is hereby

in thirty days.

687. Henry B. F. Macfarland et al., Commissioners &c., vs. Appellants, Jesse Brown et al. — Mr. A. B. Duvall, of Counsel for the appellants, submitted to the consideration of the Court motions to advance these cases.

688. Henry B. F. Macfarland et al., Commissioners &c., vs. Appellants, Eugene Byrnes et al.

697. Sanford Jacobi, vs. Plff in Error, The State of Alabama — Mr. Thomas H. Clark, in behalf of Counsel for the plaintiff in error, submitted to the consideration of the Court a motion to advance this cause.

454. The New Jersey Steel & Iron Company vs. Plff in Error, Frederick Chormann. — In Error to the Circuit Court of the United States for the Southern District of New York.

It appearing to the Court that a stipulation of Counsel for the respective parties to dismiss the writ of error in this cause has been filed, It is therefore, in pursuance of said stipulation, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed.

Order.

It is now here ordered by the Court that all the cases on the docket not decided, and all the other business of the term not disposed of by the Court, be, and the same are hereby, continued until the next term of the Court.

Per Mr. Chief Justice Fuller.

Proclamation being made the Court is adjourned to the time and place appointed by law.